

LUIGI MALFERRARI

PERSONAL DETAILS:

Address:

E-mail:

Date of Birth:

Nationality: Italian

EDUCATION:

Sept. 2024- **European University Institute**, Fiesole (Florence), Italy

July 2025 EU fellowship. Member of the Centre for Media Pluralism and Center for Digital Society at Schuman Center. Research on "Spyware from the perspective of the EU internal market, fundamental rights and values"

Dec. 2002 **PhD., University of Heidelberg**, Germany

- Thesis (298 pages) in German on "The rejection of preliminary references by the ECJ – Systematization of the admissibility requirements and reform proposals about Art. 234 EC" under Prof. Helmut Steinberger
- Final grade: magna cum laude. DAAD scholar.
- Research at the Max-Planck-Institute for Comparative Public and International Law

June 1998 **LL.M., Harvard Law School**, Cambridge, Massachusetts, USA

- Fulbright scholar
- Thesis on "Lack of legal certainty for State aid beneficiaries and possible remedies under European and German law", under Prof. Joseph H. H. Weiler, grade: A-
- Courses inter alia in EC law, US constitutional law, Law & Economics

Nov. 1995 **LL.B., University of Bologna**, Italy

Graduated with highest honours (110/110 cum laude). Thesis under Prof. Paolo Mengozzi on "The decision of the German Const. Court on the Maastricht Treaty (decision of 10.12.1993)"(200 p.)

1993/94 **Erasmus scholarship, University of Heidelberg**, Germany

June 1991 **High School Graduation**, Philips Academy, Andover, Massachusetts, USA (cum laude)

July 1990 **High School Graduation**, Liceo scientifico statale "E. Fermi", Bologna Italy (final mark: 60/60)

EMPLOYMENT HISTORY:

May 2008 - **European Commission**, Brussels

present

- From April 2010 to date: **Member of the Legal Service**. Internal legal advice, legislative negotiations and judicial representation before ECJ, EFTA-Court and national courts in over 200 cases in the fields of internal market law (free movement) and fundamental rights on several matters including Digital Markets Act, telecoms, political advertising, investment protection, consumer protection, media (including the European Media Freedom Act), company law, insolvency law, competition law, public procurement, free movement of goods. Coordinator for infringement cases.
- May 2008-March 2010: **Legal officer within Directorate-General for Internal Market and Services**, unit "Free Movement of Services and Establishment - Services Directive". Main tasks: infringement proceedings (e.g. COM v Belgium "Limosa"); transposition of the Services Directive in Member States; drafting of implementing measures (e-signature; Internal Market Information System), policy work inter alia in the fields of transport, private security, certification.

Oct. 2003 - **European Court of Justice**, Luxembourg

Feb. 2008 *Legal secretary ("référéndaire")*

- **General Court**: clerked for judges Nils Wahl (Oct. 2006 - Mar. 2008) and Verica Trstenjak (Oct. 2004 - Oct. 2006):
 - **Court of Justice**: worked for judge Antonio La Pergola (Feb. 2004 - Oct. 2004) and Advocate General Antonio Tizzano (Oct. 2003 - Jan. 2004)
- Worked on cases inter alia in the field of antitrust, State aid, free movement of goods, electricity, worker protection, implementing acts on Schengen, trade mark, fundamental rights

- May 2019 - **Europa-Institute, University of Saarland**, Saarbruecken, Germany
 present *Lecturer* Courses within the master's program on EU Law:
- 16 hours on "the EU digital single market"
 - 1-day practical workshop on Practical insights into the work of practitioners at the example of spyware (2024 edition), The European Media Freedom Act in its implementation (2025 edition)
 - 7 hours on the EU judicial remedies system in the era after intra-EU State-investor arbitration: the challenges of coherence and effectiveness for the ECJ, the national judiciaries and the European Commission
 - EU case law of the digital internal market (from 2018/19 academic year through the 2022/23 academic year)
- Oct. 2013 - **EBS Law School**, Wiesbaden, Germany
 Dec. 2017 *Lecturer* 10-hour course on "EU Fundamental Freedoms as a Model for Internal Markets?", within the master's program in Transnational Commercial Law
- Jan. 2005 - **University Robert Schuman (Institut d'études politiques)**, Strasbourg, France
 present *Lecturer* 12-hour course on the values of the EU ; 20-hour course on The law of the EU Single Market, 9-hour course on EU competition law, master's program "Politiques européennes et affaires publiques"
- 2006-2009 **University of Trento**, Trento, Italy
 summer *Lecturer* Course of 18 hr per year and member of the Steering Committee within the summer school "Comparative Constitutional Adjudication", designed for clerks from constitutional and supreme courts in Europe, coordinated by Prof. R. Toniatti
- Nov. 2001- **Lovells (now Hogan Lovells)**, Brussels, Belgium
 Sept. 2003 *Associate* Main practice areas: EU and Italian competition law; free movement; intn. trade
- June 1998- **Harvard Law School**, Cambridge, Massachusetts, USA
 Oct. 1998 *Research assistant*: Main task: revision and update of Prof. Joseph H. H. Weiler's teaching materials for his course in EU law
- Mar. 1996- **European Commission**, Brussels, Belgium
 July 1996 *Intern* DG Sanco: work in the field of financial services; the practical aspects of EMU

PUBLICATIONS - selected (see publication list):

- 2024 **Ein Unionsrecht auf Empfang pluraler Medien?** (A Union right to receive pluralistic media?), EuZW 2024, 893-900 (together with Maximilian Gerhold)
- 2021 **Protection des investissements intra-UE post Achmea et post avis : entre (faux) mythes et (dures) réalités**, in A. Berramdane et M. Trochu (eds.), Union européenne et protection des investissements, Bruylant, 2021, p. 43-94

LANGUAGE SKILLS:

- Italian (native)
- English, German and French (fluent)
- Spanish (basic)

MISCELLANEOUS:

- From 2010 Member of the **editors' board** of the European journal for business law ("**EuZW**")
- From 2024 Member of the **advisory board for the PhD program in EU law**, University of Bologna, Italy
- 2010 **EU external Competitions** EPSO/AD/26/05(AD5Law), EPSO/AD/181/10(AD8Competition law)
- 2001 **Italian bar exam ("esame d'avvocato")** in Bologna, Italy