

Partner, Hong Kong

Antitrust/Competition



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## Education

LL.M., University of Edinburgh, 2005  
(with distinction)

J.D., University of Michigan Law  
School, 2004 (Clarence Darrow Scholar;  
*cum laude*)

B.A., Yale University, 1999

## Bar Admissions

Hong Kong  
New York

Andrew Foster is head of Skadden's Asia Pacific antitrust and competition practice. He has nearly 20 years of experience advising on competition regimes around the globe, including China, the EU and the U.S.

Repeatedly selected for inclusion as a leading competition lawyer in *Chambers Global*, *Chambers Asia Pacific*, *Chambers Greater China*, *IFLR1000 Asia Pacific* and *Who's Who Legal: Competition*, Mr. Foster also has published widely on international competition issues and has advised on many of the most high-profile and complex cross-border merger control transactions over the past two decades.

Mr. Foster's recent experience includes:

- **Activision Blizzard Inc.** (U.S.) in its US\$75 billion acquisition by Microsoft Corporation. This is the largest-ever technology deal and the largest-ever gaming industry deal
- **Juniper Networks, Inc.** (U.S.) in its US\$14 billion acquisition by Hewlett Packard Enterprise
- **Ansys, Inc.** (U.S.) in its US\$35 billion acquisition by Synopsys, Inc.
- **Splunk Inc.** (U.S.) in its US\$28 billion acquisition by Cisco Systems, Inc.
- **TikTok, Inc.** (U.S.) in its US\$1.5 billion strategic partnership with PT GoTo Gojek Tokopedia Tbk
- **Jabil Inc.** (U.S.) in the US\$2.2 billion sale of its mobility business to BYD Electronic (International) Company Limited
- **Axiata Group** (Malaysia) in Celcom Axiata's US\$12 billion merger with Digi, a subsidiary of Telenor Asia. This is the largest-ever telecoms transaction in Malaysia
- **Grab Holdings Inc.** (Singapore) in its US\$40 billion merger with Altimeter Growth Corp. As a result of the merger, Grab became a publicly traded company in the largest-ever de-SPAC transaction globally and the largest-ever U.S. equity offering by a Southeast Asian company, with PIPE proceeds of US\$4.04 billion
- **SK Hynix Inc.** (South Korea) in its US\$9 billion acquisition of the NAND memory and storage business of Intel Corporation
- **Xilinx, Inc.** (U.S.) in its US\$35 billion acquisition by Advanced Micro Devices, Inc.
- **Cisco Systems, Inc.** (U.S.) with certain antitrust and regulatory aspects of its US\$2.6 billion acquisition of Acacia Communications, Inc.
- **Red Hat, Inc.** (U.S.) in its US\$34 billion acquisition by International Business Machines Corporation
- **Hewlett Packard Enterprise** (U.S.) in its US\$1.3 billion acquisition of Cray Inc.
- **Rockwell Collins, Inc.** (U.S.) in its US\$30 billion acquisition by United Technologies Corp.
- **Cavium Inc.** (U.S.) in its US\$6 billion acquisition by Marvell Technology Group Ltd.
- **E. I. du Pont de Nemours and Company** (U.S.) in its combination with The Dow Chemical Company in an all-stock merger of equals with an announced value of US\$130 billion
- **EMC Corporation** (U.S.) in its US\$67 billion acquisition by Denali Holding Inc., the parent company of Dell Inc.
- **NXP Semiconductors N.V.** (the Netherlands) in its proposed (but terminated) US\$47 billion acquisition by Qualcomm Incorporated

Mr. Foster also has assisted in obtaining conditional immunity with the European Commission and other competition law agencies, and has substantial experience representing clients in Article 101 and 102 investigations, as well as U.S. private litigation and class action matters.

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## Publications

Co-Author, “Merger Remedies Guide (China: Recent Remedy Cases Showcase Impact of Amended Anti-Monopoly Law),” *Global Competition Review*, 2023

Co-Author, “In Praise of SAMR’s Behavioral Remedies: Preventing Over-Deterrence in Global Merger Control,” *Competition Policy International*, March 29, 2023

Co-Author, “Demystifying China’s Merger Review Process,” *Skadden’s 2023 Insights*, December 13, 2022

Co-Author, “2022: What You Need To Know . . .” *Skadden, Arps, Slate, Meagher & Flom LLP*, February 25, 2022

Co-Author, “CFIUS Goes Global: New FDI Review Processes Proliferate, Old Ones Expand,” *Skadden’s 2022 Insights*, January 19, 2022

Co-Author, “EU Proposes New M&A and Procurement Control Legislation To Combat Foreign Subsidies,” *Skadden, Arps, Slate, Meagher & Flom LLP*, May 18, 2021

Co-Author, “Asia-Pacific Antitrust Review (Overview: Merger Control)” *Global Competition Review*, 2021

Co-Author, “New Blocking Rules Adopted in China May Force Companies To Choose Between US or Chinese Law,” *Skadden, Arps, Slate, Meagher & Flom LLP*, January 20, 2021

Co-Author, “China Publishes Draft Amendments to Anti-Monopoly Law,” *Skadden, Arps, Slate, Meagher & Flom LLP*, April 27, 2020

Co-Author, “Merger Review Procedures Undergo Global Modifications,” *Skadden, Arps, Slate, Meagher & Flom LLP*, March 30, 2020

Co-Author, “Asia-Pacific Antitrust Review (Merger Control)” *GCR Insight*, April 2019