

Amazon and Apple

Private litigation has alleged that Amazon foreclosed competition between ecommerce platforms through MFN clauses (*Frame-Wilson v. Amazon*). In the media, Amazon is described as excluding competitors (Diapers.com) and steering customers to its own products.

Apple's recent antitrust violations involve forming anticompetitive agreements with publishers around the distribution of e-books and forming no-poach agreements with competitors over employees. Alleged antitrust violations include squeezing app developers over app store fees.

Required Reading

Apple v. Pepper, 139 S. Ct. 1514 (2019) (Section I).

U.S. v. Apple, 791 F.3d. 290 (2d. Cir. 2015)

Complaint, *Frame-Wilson et al v. Amazon.com Inc.*, 20-cv-00424 (W.D. Wash.)

Commission Opens Investigations into Apple's App Store Rules (European Commission Press release, June 2020)

[*Epic Games v. Apple* complaint \(August 2020\)](#)

[European Commission, *Statement of Objections to Apple over Practices Regarding Apple Pay* \(2022\).](#)

Background Reading

Lina M. Khan, *Amazon's Antitrust Paradox*. 126 YALE L.J. 710, 746–780