

***Case No COMP/M.3469 -  
PLATINUM / DYSTAR***

Only the English text is available and authentic.

**REGULATION (EEC) No 139/2004  
MERGER PROCEDURE**

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Article 6(1)(b) NON-OPPOSITION  
Date: 20/07/2004

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 20.07.2004

SG-Greffe(2004) D/203167

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

**To the notifying party**

Dear Madam(s) and/or Sir(s),

**Subject: Case No. COMP/M.3469 – Platinum/Dystar**  
**Notification of 18/06/2004 pursuant to Article 4 of Council Regulation (EC) No. 139/2004<sup>1</sup>**  
**Publication in the Official Journal of the European Union No. C 169 of 29/06/2004, page 2**

1. On 18/06/2004, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertaking Platinum Equity, LLC (“Platinum”, USA) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking Dystar Textilfarben GmbH & Co (“Dystar”, Germany) by way of purchase of shares.

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<sup>1</sup> OJ L 24, 29.1.2004 p. 1

2. The business activities of the undertakings concerned are:
  - for Platinum : global organization specializing in the acquisition and strategic management of companies with activities in various industries;
  - for Dystar : manufacturing and distribution of textile dyes worldwide.
3. After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EC) No. 139/2004 and of paragraph 4, subparagraph b, of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EEC) No 4064/89<sup>2</sup>.
4. For the reasons set out in the Notice on a simplified procedure, the Commission has decided not to oppose the notified operation and to declare it compatible with the common market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of Council Regulation (EC) No. 139/2004.

For the Commission

Mario MONTI  
Member of the Commission

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<sup>2</sup> OJ C 217, 29.07.2000, p. 32; Council Regulation (EEC) No 4064/89 has been replaced by Council Regulation (EC) No 139/2004.