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COMP/M.5529 - ORACLE / SUN MICROSYSTEMS

SECTION 1.2

Description of the concentration

Oracle Corporation (“Oracle”) and Sun Microsystems, Inc. (“Sun”) entered into an agreement pursuant to which a subsidiary of Oracle will merge with and into Sun and Oracle will acquire 100% of the outstanding voting securities of Sun for USD 9.50 per share in cash. Sun’s Board of Directors has unanimously voted in favour of the proposed Transaction and Sun’s stockholders approved the Transaction at a special meeting of stockholders held on 16 July 2009. Oracle stockholder approval is not required.

Oracle develops, manufactures, markets and distributes enterprise software, including a broad range of middleware solutions, database software and enterprise applications software and related services. Sun provides standardsbased computing infrastructure, including enterprise computing systems, software and storage. The Transaction will be an industry-transforming acquisition that will combine best-in-class enterprise software and missioncritical computing systems. It will enable Oracle to deliver an integrated system, from applications to disk, optimised for higher performance, improved reliability and enhanced security.