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COMP/M.6531-TOSHIBA/HDD ASSETS OF WESTERN DIGITAL

SECTION 1.2

Description of the concentration

Toshiba has submitted a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004, according to which it intends to acquire control, within the meaning of Article 3(1)(b) of the Regulation, by way of an Asset Purchase Agreement and related agreements over certain tangible and intangible assets of Western Digital.

The proposed concentration concerns the hard disk drive (“**HDD**”) industry.

The business activities of the undertakings concerned are as follows:

- Toshiba: research, development, production, distribution, and sales of a wide range of products and services on a global basis in four business domains: Digital Products; Electronic Devices, including HDDs; Social Infrastructure and Home Appliances.
- Assets of Western Digital: assets for the production of 3.5” HDDs for Desktop, Consumer Electronics and Business Critical end-uses.

The transaction does not give rise to any affected markets. It will increase competition by creating a new competitor in the 3.5” Desktop and 3.5” Consumer Electronics HDD market segments and will enhance Toshiba’s capabilities in the 3.5” Business Critical segment, enabling customers to switch suppliers.