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**M.8870 - E.ON / INNOGY**

## **SECTION 1.2**

### **Description of the concentration**

The transaction concerns the proposed acquisition of sole control within the meaning of Article 3(1)(b) of the EU Merger Regulation by E.ON SE (“**E.ON**”) over RWE AG (“**RWE**”)’s subsidiary innogy SE (“**Innogy**”). E.ON has agreed with RWE to transfer (i) Innogy’s electricity generation business from renewable energy sources, (ii) Innogy’s gas storage business in Germany and Czech Republic and (iii) Innogy’s participation in Austrian energy company Kärntner Elektrizitäts-Aktiengesellschaft to RWE after the completion of the transaction. The primary business activities of E.ON, post-completion of all steps of the Transaction, will be distribution of electricity and gas as well as retail supply of electricity and gas to end customers.