

***Case No COMP/M.3812 -  
GOLDMAN SACHS /  
EURAMAX***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 06/06/2005

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 06/06/2005

SG-Greffe(2005) D/202521

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.3812 – Goldman Sachs/Euramax**

Notification of 27.04.2005 pursuant to Article 4 of Council Regulation (EC) No. 139/2004<sup>1</sup>

Publication in the Official Journal of the European Communities No C119, 20/05/2005, p.9

1. On 27.04.2005, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which investment vehicles managed by Goldman, Sachs & Co, which is a subsidiary of Goldman Sachs Group Inc. (“Goldman Sachs”, USA) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of Euramax International, Inc. (“Euramax”, USA), by way of purchase of shares.
2. The business activities of the undertakings concerned are:
  - for undertaking Goldman Sachs: global investment banking, securities and investment management company
  - for undertaking Euramax: integrated manufacturer and marketer of value-added aluminium, steel, vinyl and fiberglass products for the building, construction industry and automotive industry

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

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 5, subparagraph b, of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004<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

(signed)

Neelie KROES

Member of the Commission

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<sup>2</sup> OJ C 56, 05.03.2005, p. 32.