

***Case No COMP/M.4073 -
CONOCO PHILLIPS /
LOUIS DREYFUS
REFINING AND
MARKETING / LOUIS
DREYFUS ENERGY
HOLDING***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 31/01/2006

***In electronic form on the EUR-Lex website under document
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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 31.01.2006

SG-Greffe(2006) D/200418

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.4073 – ConocoPhillips/ LDEHG-LDRM
Notification of 23.12.2005 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Communities No. C5 of 10.01.2006, page 7.

1. On 23.12.2005, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertaking ConocoPhillips ("ConocoPhillips", United States) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertakings Louis Dreyfus Energy Holding GmbH ("LDEHG", Germany) and Louis Dreyfus Refining & Marketing Ltd ("LDRM", United Kingdom), currently owned by Louis Dreyfus Energy Holdings Ltd ("LDEH", United Kingdom), by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - for ConocoPhillips: exploration and production of oil and gas; petroleum refining, marketing, supply and transportation; petrochemicals and plastics production, distribution and related services;
 - for LDEHG: operation of the Wilhelmshaven oil refinery and marketing of fuels in Germany;

¹ OJ L 24, 29.1.2004 p. 1.

- for LDRM: purchasing crude oil and feedstock for the Wilhelmshaven oil refinery and marketing of the refined products.
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 c, of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004².
 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)
Nellie Kroes
Member of the Commission

² Available on DG COMP website:
http://europa.eu.int/comm/competition/mergers/legislation/consultation/simplified_tru.pdf.