

***Case No COMP/M.4081 -
FUJITSU SIEMENS
COMPUTER HOLDING /
SIEMENS BUSINESS
SERVICES***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 09/03/2006

***In electronic form on the EUR-Lex website under document
number 32006M4081***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 09.03.2006

SG-Greffe(2006) D/201056

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.4081 - FUJITSU SIEMENS COMPUTER HOLDING / SIEMENS BUSINESS SERVICES
Notification of 08.02.2006 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C 39 of 16.02.2006, page 47.

1. On 08.02.2006, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which Fujitsu Siemens Computers (Holding) BV. ("FSC", Netherlands), which is jointly controlled by Fujitsu Limited and Siemens Aktiengesellschaft ("Siemens", Germany), acquires, within the meaning of Article 3(1) (b) of the Council Regulation, sole control over the business division Product Related Services ("PRS") of Siemens Business Services GmbH & CO. OHG ("SBS", Germany), which is a wholly owned subsidiary of Siemens, by way of purchase of shares and assets.

¹ OJ L 24, 29.1.2004 p. 1

The business activities of the undertakings concerned are:

- for FSC: IT hardware and software products;
- for PRS: Information and communication solutions and services.

2. 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, subparagraphs c of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004².
3. 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

² OJ C 56, 05.3.2005 p.32