

***Case No COMP/M.4176 -  
DEUTSCHE BANK ET  
AL / DEUTSCHE  
STEINZEUG CREMER  
& BREUER***

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: 10/05/2006

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 10/05/2006

SG-Greffe(2006)

D/202491/202492/202493/202494

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying parties:

Dear Madam(s) and/or Sir(s),

**Subject: Case No. COMP/M.4176 - DEUTSCHE BANK ET AL / DEUTSCHE STEINZEUG CREMER & BREUER**  
**Notification of 29/03/2006 pursuant to Article 4 of Council Regulation (EC) No. 139/2004<sup>1</sup>**  
**Publication in the Official Journal of the European Union No. C-85, 08/04/2006, page 9.**

1. On 29.03.2006 the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertakings Deutsche Bank AG (“DB”, Germany), Goldman Sachs Group, Inc. (“GS”, United Kingdom) and Lone Star Fund V (“LS”, USA and Bermuda) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Deutsche Steinzeug Cremer & Breuer AG (“DSCB”, Germany) by way of purchase of shares following a debt restructuring plan.
2. The business activities of the undertakings concerned are:
  - for DB: universal banking services;
  - for GS: investment banking and securities;

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

- for LS: private equity investments;
  - for DSCB: manufacturer and distributor of ceramic tiles.
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(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,  
Philip LOWE  
Director General

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<sup>2</sup> OJ C 56, 05.3.2005 p.32