

***Case No COMP/M.4260 -
ADVENT / RWE
SOLUTIONS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 17/07/2006

***In electronic form on the EUR-Lex website under document
number 32006M4260***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 17/07/2006

SG-Greffe(2006) D/204026

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying party

Dear Sirs,

Subject: Case No. COMP/M.4260 – Advent / RWE Solutions
Notification of 12.6.2006 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C 146 of 22.6.2006, page 14

1. On 12.6.2006, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 (“Merger Regulation”), by which the undertaking Advent International Corporation (“Advent”, USA) acquires through several funds sole control within the meaning of Article 3(1)(b) of the Merger Regulation of the German companies SAG Holding GmbH, Nukem Holding GmbH, Lahmeyer International GmbH and RWE Space Solar Power GmbH, currently belonging to the German RWE Solutions AG (“RWE Solutions”, Germany), which is in turn ultimately held by RWE AG (“RWE”, Germany) by way of purchase of shares.

¹ OJ L 24, 29.1.2004 p. 1.

2. The business activities of the undertakings concerned are:
- Advent : Private equity company.
 - SAG Holding GmbH: activities in energy-related infrastructure industry;
Nukem Holding GmbH: decommissioning of nuclear facilities;
Lahmeyer International GmbH: engineering consulting for energy, hydropower and water infrastructure;
RWE Space Solar Power GmbH: solar cells for satellites;
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 and 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)
Philip LOWE
Director General

² OJ C 56, 05.3.2005 p.32