

EN

***Case No COMP/M.4595 -
VESTAR / CARLYLE /
AZ***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 27/03/2007

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 27.03.2007

SG-Greffe(2007) D/201779/201778

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties:

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

Subject: Case No. COMP/M.4595 - VESTAR / CARLYLE / AZ
Notification of 22.02.2007 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C 049 of 03.03.2007 page 3.

1. On 22.02.2007, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertakings Vestar Capital Fund V, a fund managed by Vestar Capital Partners ("Vestar" United States of America) and Carlyle Europe Partners II, a fund managed by the Carlyle Group ("Carlyle", United States of America) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking AZ Electronic Materials ("AZ", Luxembourg), by way of purchase of shares
2. The business activities of the undertakings concerned are :
 - for Vestar : Private equity investment fund.

¹ OJ L 24, 29.1.2004 p. 1

- for Carlyle : Private equity investment fund

- for AZ : Specialty chemicals for semi-conductors, flat panel displays and offset printing..

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. 139/2004².
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