

***Case No COMP/M.4666 -
KKR / FIRST DATA***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 01/06/2007

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 1.VI.2007

SG-Greffe(2006) D/203357

PUBLIC VERSION

SIMPLIFIED PROCEDURE

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

TO THE NOTIFYING PARTY

Dear Madam, Dear Sir,

Subject: Case No. COMP/M.4666 – KKR/ First Data
Notification of 23.04.2007 pursuant to Article 4 of Council Regulation (EC) No. 139/2004
Publication in the Official Journal of the European Union No. C100, 4.5.2007, p.8

1. On 23 April 2007, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004¹ by which Kohlberg Kravis Roberts & Co ("KKR", USA) acquires within the meaning of Article 3(1)(b) of the Council Regulation sole control of First Data Corporation ("First Data", USA) by way of purchase of shares.

¹ OJ L 24, 29.1.2004 p. 1

2. The business activities of the undertakings concerned are :
 - for KKR: private equity firm;
 - for First Data : electronic commerce and payments solutions.
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]
Philip LOWE
Director General

² OJ C 56, 05.3.2005 p.32