

EN

***Case No COMP/M.5151 -
BOEING / ALENIA NA /
JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 03/06/2008

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 03-VI-2008
SG-Grefe(2008) D/203506/203507

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties

Dear Madam, Dear Sir,

Subject: Case No. COMP/M.5151 – Boeing / Alenia NA / JV
Notification of 25.04.2008 pursuant to Article 4 of Council Regulation (EC) No. 139/2004¹
Publication in the Official Journal of the European Union No. C113, 08.05.2008, p.25

1. On 25.04.2008, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which The Boeing Company ("Boeing", USA) and Alenia North America Inc ("Alenia NA", USA, belonging to the Italian Finmeccanica group) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of Global Aeronautica LLC ("GA", USA) by way of purchase of shares.
2. The business activities of the undertakings concerned are :
 - Boeing : commercial aircraft, defence and space industries, related services
 - Alenia NA : aircraft and aerostructures
 - GA : aerostructure pre-assembly, specifically fuselage sections for the Boeing 787 programme

¹ OJ L 24, 29.1.2004 p. 1

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 a, 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