

***Case No COMP/M.5386 -
PENTA / OKNA RABIEN***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 24/02/2009

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 24/02/2009
SG-Greffe(2009) D/1138
C(2009)1362

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party:

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

**Subject: Case No COMP/M.5386 - PENTA/ OKNA RĄBIEŃ
Notification of 27/01/2009 pursuant to Article 4 of Council Regulation (EC) No 139/2004¹
Publication in the Official Journal of the European Union No C 026 of 03.02.2009, page 19.**

1. On 27/01/2009, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking Penta Holding Limited ("Penta", Czech Republic) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking OKNA Rąbień Sp. zo.o. ("Okna", Poland) by way of purchase of shares.

The business activities of the undertakings concerned are:

- for Penta: private equity
 - for Okna Rąbień: Assembling and distribution of windows and glass doors
2. 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

¹ OJ L 24, 29.1.2004, p. 1.

paragraph 5 (c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004².

3. 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.