

EN

***Case No COMP/M.5448 -  
ABBOTT / ADVANCED  
MEDICAL OPTICS***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 20/02/2009

***In electronic form on the EUR-Lex website under document  
number 32009M5448***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 20.02.2009

SG-Greffe(2009) D/994

C(2009) 1296

PUBLIC VERSION

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

**To the notifying party:**

Dear Sir,

**Subject: Case No COMP/M.5448 – Abbott/ Advanced Medical Optics**

**Notification of 19 January 2009 pursuant to Article 4 of Council Regulation (EC) No 139/2004<sup>1</sup>**

**Publication in the Official Journal of the European Union No C 25, 31 January 2009, page 27.**

1. On 19 January 2009, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which Abbott Laboratories ("Abbott", USA) acquires, within the meaning of Article 3(1)(b) of the Council Regulation, control of the whole of Advanced Medical Optics, Inc. ("AMO", USA), by way of a public bid.
2. The business activities of the undertakings concerned are:
  - for Abbott: the discovery, development, manufacture and sale of a broadly diversified line of health care products,
  - for AMO: the discovery, development, manufacture and sale of eye health care (but no other health care) products.
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

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<sup>1</sup> OJ L 24, 29.1.2004, p. 1.

5, subparagraph b, of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004<sup>2</sup>.

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

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<sup>2</sup> OJ C 56, 05.3.2005, p. 32.