

***Case No COMP/M.5690 -  
OCCIDENTAL  
PETROLEUM  
CORPORATION/  
PHIBRO***

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: 11/12/2009

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EUROPEAN COMMISSION

Brussels, 11.12.2009  
SG-Greffe(2009) D/ 11168  
C(2009) 10248

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.5690 - OCCIDENTAL PETROLEUM CORPORATION/  
PHIBRO  
Notification of 13/11/2009 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 281 of  
21/11/2009, page 54.**

1. On 13/11/2009, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which Occidental Petroleum Corporation ("Occidental", USA) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of Phibro LLC ("Phibro", USA) belonging to Citigroup by way of purchase of shares.

The business activities of the undertakings concerned are:

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

- for Occidental: oil and gas exploration and production; manufacturing and sale of certain chemicals;
  - for Phibro: trading in oil, gas, metals, commodities and commodities derivatives.
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 (c) 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.