

***Case No COMP/M.5719 -
OAKTREE/SGD***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 17/12/2009

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EUROPEAN COMMISSION

Brussels, 17.12.2009
SG-Greffe(2009) D/ 11936
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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.5719 – Oaktree/ SGD
Notification of 18.11.2009 pursuant to Article 4 of Council Regulation (EC) No 139/2004¹
Publication in the Official Journal of the European Union No C 291, 1.12.2009,
p. 31**

1. On 18.11.2009, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertaking OCM Luxembourg Glasnost Holding S.à.r.l (Luxembourg) ultimately controlled by Oaktree Capital Management L.P. ('Oaktree', USA) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of the whole of the undertaking Cougard Investissement SAS and its subsidiaries SGD (collectively 'SGD', France) by way of a purchase of shares.
2. The business activities of the undertakings concerned are:
 - for Oaktree: private equity investment funds,
 - for SGD: supply of specialty glass packaging in the perfumery, cosmetics and pharmaceutical products industries, supply of other moulded glass products, such as glass bricks and glass insulators, and supply of plastic packaging products.

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 (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.