

***Case No COMP/M.6236 -
DANA/ BOSCH REXROTH/
DANA REXROTH
TRANSMISSION
SERVICES JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 27/06/2011

***In electronic form on the EUR-Lex website under document
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EUROPEAN COMMISSION

Brussels, 27.6.2011
C(2011) 4711 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

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

**Subject: Case No COMP/M.6236 - DANA/ BOSCH REXROTH/ DANA REXROTH
TRANSMISSION SERVICES JV
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No
139/2004¹**

1. On 24.05.2011, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Dana Holding Corporation ('Dana', United States) and Bosch Rexroth (Germany) belonging to the Bosch Group acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the undertaking Dana Rexroth Transmission Services S.r.l., ('the Joint Venture', Italy) by way of purchase of shares in a newly created company constituting a joint venture².
2. The business activities of the undertakings concerned are:
 - Dana: manufacture and sale of automotive and truck components,

¹ OJ L 24, 29.1.2004, p. 1 ("the Merger Regulation"). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ("TFEU") has introduced certain changes, such as the replacement of "Community" by "Union" and "common market" by "internal market". The terminology of the TFEU will be used throughout this decision.

² Publication in the Official Journal of the European Union No C 161, 31.5.2011, p. 6.

- Bosch Rexroth: manufacture and sale of drive and control solutions for a range of industries,
 - The Joint Venture: manufacture and sale of a new type of transmission for off-highway vehicles.
3. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and of paragraph 5 (a) and (c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004³.
 4. For the reasons set out in the Notice on a simplified procedure, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation.

For the Commission
(signed)
Alexander ITALIANER
Director General

³ OJ C 56, 5.3.2005, p. 32.