

EN

***Case No COMP/M.6693 -
TECH DATA / BEL***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 05/09/2012

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EUROPEAN COMMISSION

Brussels, 5.09.2012
SG-Greffe(2012)
C(2012) 6268

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying party:

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

**Subject: Case No COMP/M.6693 – TECH DATA / BRIGHTSTAR EUROPE LIMITED
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No
139/2004¹**

1. On 07.08.2012, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Tech Data Corporation ("Tech Data", United States) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the undertaking Brightstar Europe Limited ("Brightstar Europe", United Kingdom), by way of purchase of shares.

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. The business activities of the undertakings concerned are:
 - for Tech Data: distribution of information and communication technology products.
 - for Brightstar Europe: distribution of (and related services for) mobile telephone equipment, tariffs/contracts and accessories².
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(d) 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

² Publication in the Official Journal of the European Union No C 244, 14.08.2012, p.9

³ OJ C 56, 5.3.2005, p. 32.