

Case No COMP/M.7059 - KOCH INDUSTRIES/ MOLEX

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 22/10/2013

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EUROPEAN COMMISSION

Brussels, 22/10/2013
C(2013)7163

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying party/ies:

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

**Subject: Case No COMP/M.7059 – KOCH INDUSTRIES/ MOLEX
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No
139/2004¹**

1. On 25 September 2013, the European Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which Koch Industries, Inc. ("Koch Industries", USA) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of the Molex Incorporated (USA) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - for Koch Industries: supply of fuels for transportation, energy to heat and cool buildings, fibres, water filtration and pollution control equipment, fertilizer, consumer products, building materials and related products.

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.

- for Molex: design, manufacture and sale of electronic components, including terminals, connectors, cable assemblies, interconnection systems, sockets, antennas, integrated products and switches for use by original equipment manufacturers.
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(b) 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 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 OJ C 56, 5.3.2005, p. 32.