

EN

***Case No COMP/M.7407 - LEAR CORPORATION /  
EVERETT SMITH GROUP***

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: 21/11/2014

***In electronic form on the EUR-Lex website under document  
number 32014M7407***



EUROPEAN COMMISSION

Brussels, 21.11.2014  
C(2014) 8981 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying party:**

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

**Subject: Case M.7407 - LEAR CORPORATION/ EVERETT SMITH GROUP  
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)  
No 139/2004<sup>1</sup>**

1. On 28 October 2014, the European Commission received notification of a proposed concentration pursuant to Article 4 and following a referral pursuant to Article 4(5) of the Merger Regulation by which Lear Corporation ("Lear", USA) acquires sole control over Everett Smith Group, Ltd. ("ESG", USA), by way of purchase of shares.<sup>2</sup>
2. The business activities of the undertakings concerned are:
  - For Lear: global manufacturer of seating for vehicles and electrical distribution products for vehicles;
  - For ESG: global supplier of automotive leather products, including seat covers, instrument panels, door panels, and other interior leather applications across various types of vehicle.

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<sup>1</sup> 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.

<sup>2</sup> Publication in the Official Journal of the European Union No C 389, 04/11/2014, p. 23.

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 (c)ii of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.<sup>3</sup>
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*

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<sup>3</sup> OJ C 366, 14.12.2013, p. 5.