

***Case No COMP/M.7590 - BERKSHIRE HATHAWAY/  
DETLEV LOUIS MOTORRAD  
VERTRIEBSGESELLSCHAFT***

Only the English text is available and authentic.

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

---

Article 6(1)(b) NON-OPPOSITION  
Date: 23/04/2015

***In electronic form on the EUR-Lex website under document  
number 32015M7590***



EUROPEAN COMMISSION

Brussels, 23.04.2015  
C(2015)2849

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying party:**

Dear Sirs,

**Subject: Case M.7590 - BERKSHIRE HATHAWAY/ DETLEV LOUIS MOTORRAD  
VERTRIEBSGESELLSCHAFT  
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)  
No 139/2004<sup>1</sup> and Article 57 of the Agreement on the European Economic Area<sup>2</sup>**

1. On 25 March 2015, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Berkshire Hathaway Inc. (United States of America) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of Detlev Louis Motorrad Vertriebsgesellschaft mbH (Germany) by way of purchase of shares.<sup>3</sup>

---

<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> OJ L 1, 3.1.1994, p. 3 ("the EEA Agreement").

<sup>3</sup> Publication in the Official Journal of the European Union No C 111, 01.04.2015, p. 8.

2. The business activities of the undertakings concerned are:
  - Berkshire Hathaway Inc. is a holding company owning subsidiaries engaged in a number of business activities including property and casualty insurance, freight rail transportation, utilities and energy, finance, manufacturing, services and retailing. In particular it owns Brooks Sports Inc, which is engaged in design and wholesale of performance running shoes and Fruit of the Loom Inc., which manufactures basic clothing products, including sports and casual wear.
  - Detlev Louis Motorrad Vertriebsgesellschaft mbH supplies motorcycle clothing, spare parts and supplies.
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) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.<sup>4</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 and Article 57 of the EEA Agreement.

*For the Commission*  
*(Signed)*  
*Alexander ITALIANER*  
*Director-General*

---

<sup>4</sup> OJ C 366, 14.12.2013, p. 5.