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***Case No COMP/M.7734 - LOCKHEED MARTIN/ SIKORSKY
AIRCRAFT***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 15/05/2015

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EUROPEAN COMMISSION

Brussels, 15.10.2015
C(2015) 7253 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying party:

Dear Sirs,

**Subject: Case M.7734 – LOCKHEED MARTIN/ SIKORSKY AIRCRAFT
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)
No 139/2004¹ and Article 57 of the Agreement on the European Economic Area²**

1. On 22 September 2015, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Lockheed Martin Corporation (' Lockheed Martin ', United States) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of a part of the undertaking United Technologies Corporation ('UTC', United States) - the business unit Sikorsky Aircraft (' Sikorksy Aircraft') and other parts of the undertaking - by way of a purchase of assets.³

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

³ Publication in the Official Journal of the European Union No C 322, 30.9.2015, p. 9.

2. The business activities of the undertakings concerned are:
 - Lockheed Martin : Lockheed Martin is a global security and aerospace company mainly active in the development, manufacture and sale of advanced technology systems ;
 - UTC: UTC is a multinational corporation that provides high technology products and services for building systems and the aerospace industry ;
 - Sikorsky Aircraft : Sikorsky Aircraft is specialised in the manufacturing and sale of military and civil helicopters and the supply of related services.
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 139/2004.⁴
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)*

*Johannes LAITENBERGER
Director-General*

⁴ OJ C 366, 14.12.2013, p. 5.