



EUROPEAN COMMISSION  
DG Competition

***Case M.8977 - LONE  
STAR / IMERYYS TC***

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: 04/10/2018

***In electronic form on the EUR-Lex website under document  
number 32018M8977***



EUROPEAN COMMISSION

Brussels, 4.10.2018  
C(2018) 6601 final

PUBLIC VERSION

**To the notifying party**

**Subject: Case M.8977 – LONE STAR / IMERYS TC**  
**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>**

Dear Sir or Madam,

1. On 30 August 2018, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Lone Star Funds acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of Imerys TC.<sup>3</sup>
2. The business activities of the undertakings concerned are:

For LSF10 Impala Investments S.a.r.l. (Luxembourg), controlled by Lone Star Fund X (U.S.A.) (together 'Lone Star Funds'): as a private equity firm, investing in real estate, equity, credit and other financial assets around the world;

For Imerys TC, société par actions simplifiée (France), controlled by Imerys S.A. (France): designing and providing roofing products including clay roof tiles, clay roof accessories, non-clay pitched roof accessories and solar roofing solutions for individuals, professionals and construction companies, almost exclusively in France.

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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> 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 322, 12.9.2018, p. 18.

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)*

*Johannes LAITENBERGER*

*Director-General*

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