



EUROPEAN COMMISSION  
DG Competition

***Case M.9375 - CLEARLAKE / INSIGHT / APPRISS***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 23/05/2019

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EUROPEAN COMMISSION

Brussels, 23.05.2019  
C(2019) 4017 final

**PUBLIC VERSION**

**To the notifying parties**

**Subject: Case M.9375 – CLEARLAKE / INSIGHT / APPRISS  
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 29 April 2019, the Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Clearlake Capital Group, L.P. (“Clearlake”) (USA) and Insight Venture Management LLC (“Insight”) (USA), acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the whole of Appriss Holdings, Inc. (“Appriss”) (USA), controlled by Alert Holdings Company, Inc. (“Alert”) (USA). The concentration is accomplished by way of purchase of shares<sup>3</sup>.
2. The business activities of the undertakings concerned are:
  - for Clearlake: a private investment firm whose core target sectors are software and technology-enabled services, industrials and energy, and consumer,
  - for Insight: a leading global venture capital and private equity firm investing in high-growth technology and software companies,
  - for Appriss, controlled by Alert (a holding company): a provider of technology and data analytics solutions to governments and companies in three different sectors: safety, health and retail.
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(a) of

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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 157, 08.05.2019, p 15.

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.