



EUROPEAN COMMISSION  
DG Competition

***Case M.9930 - LGP / TPG /  
WELLSKY***

Only the English text is available and authentic.

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

---

Article 6(1)(b) NON-OPPOSITION  
Date: 15/09/2020

***In electronic form on the EUR-Lex website under document  
number 32020M9930***



EUROPEAN COMMISSION

Brussels, 15.09.2020  
C(2020) 6387 final

**PUBLIC VERSION**

**To the notifying parties**

**Subject: Case M.9930 – LGP / TPG / WELLSKY  
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 18 August 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Leonard Green & Partners, L.P. (“LGP”, USA) and TPG Capital (“TPG”, USA) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the whole of WellSky Corporation (“WellSky” or the “Target”, USA), currently solely controlled by TPG by way of purchase of shares.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - LGP: private equity investment firm, primarily investing in companies providing services, including consumer, business, and healthcare services, as well as retail, distribution, and industrials,
  - TPG: private investment firm that manages a family of funds that invest in a variety of companies through acquisitions and corporate restructurings,
  - WellSky: provider of specialty healthcare software (Software as a Service, “SaaS” and other software platforms), used in the management of clinical, financial and administrative work flows. In the EEA, WellSky only markets software solutions, which address medication management and chemotherapy management software.

---

<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 280, 25.08.2020, p. 21.

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 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)*  
*Olivier GUERSENT*  
*Director-General*

---

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