



EUROPEAN COMMISSION
DG Competition

***Case M.11226 - DIGITALBRIDGE / OMERS /
BEANFIELD***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 05/09/2023

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EUROPEAN COMMISSION

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PUBLIC VERSION

OMERS Administration Corporation
900-100 Adelaide Street W.
Toronto, ON M5H 0E2
Canada

DigitalBridge Group, Inc.
590 Madison Avenue, 34th Floor
10022, New York
United States of America

**Subject: Case M.11226 – DIGITALBRIDGE / OMERS / BEANFIELD
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**

Dear Sir or Madam,

1. On 4 August 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which the undertakings OMERS Administration Corporation (“OMERS”, Canada) and DigitalBridge Group, Inc. (“DigitalBridge”, US), will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over the whole of the undertaking Beanfield Technologies Inc. (“Beanfield”, Canada), solely controlled by DigitalBridge prior to the concentration, by way of purchase of shares.³
2. The business activities of the undertakings concerned are the following:
 - OMERS is the administrator of the Ontario Municipal Employees Retirement System Primary Pension Plan, which is a Canadian pension fund founded in 1962. OMERS invests in a range of public and private investment products and services.

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 299, 24.8.2023, p. 4–5.

- DigitalBridge is a digital infrastructure investment firm that invests, directly and through its portfolio companies, in five key areas: (i) data centres; (ii) cell towers; (iii) fibre networks; (iv) small cells; and (v) edge infrastructure.
 - Beanfield carries out several activities in the fields of electronic communications and connectivity, such as fibre optic connectivity, interned and internet-related services, cloud hosting, data centre services, colocation and voice over internet protocol, primarily for greater Canadian metropolitan areas.
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 139/2004.⁴
 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)
Olivier GUERSENT
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.