V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case M.8994 — Microsoft/GitHub)

(Text with EEA relevance)

(2018/C 338/13)

1. On 14 September 2018, the Commission received notification of a proposed concentration pursuant to Article 4 and following a referral pursuant to Article 4(5) of Council Regulation (EC) No 139/2004 ([1]).

This notification concerns the following undertakings:

— Microsoft Corporation (United States),

— GitHub Inc. (United States).

Microsoft Corporation acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of GitHub Inc.. The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for Microsoft Corporation: design, development and supply of computer software(including various software development and operations ('DevOps') tools), hardware devices and related services, cloud-based solutions, online advertising, recruiting and professional social network services,

— for GitHub Inc.: supply of DevOps tools and in particular the popular version control software, for use online (as a service) and on-premises, and job listing services.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the Merger Regulation. However, the final decision on this point is reserved.

4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. The following reference should always be specified:

M.8994 — Microsoft/GitHub

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

Observations can be sent to the Commission by email, by fax, or by post. Please use the contact details below:

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