Prior notification of a concentration

(Case M.10349 – AMAZON/MGM)

(Text with EEA relevance)

(2022/C 78/05)

1. On 8 February 2022, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]).

This notification concerns the following undertakings:

— Amazon.com, Inc. ('Amazon', USA)

— MGM Holdings Inc. ('MGM', USA)

Amazon will acquire within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of MGM.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned:

— Amazon operates a range of businesses including retail, entertainment, consumer electronics, and technology services. Amazon is active in the (co-)production of audio-visual ('AV') content through Amazon Studios. This content is available alongside third-party content on Amazon's home entertainment offering, Prime Video, to consumers in the EEA and internationally. In addition, Amazon produces streaming media player devices and supplies other forms of digital content,

— MGM is active in the production and global distribution of AV content. In particular, MGM is involved in the development, production, financing, and acquisition of films for theatrical release, as well as the production and licensing of films for distribution via all other means, e.g., nontheatrical, free and pay television, physical home video, and all forms of digital home entertainment. In the EEA, MGM distributes its content through third parties. MGM is also active in licensing intellectual property rights for use in consumer products and interactive games.

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.10349 – AMAZON/MGM

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

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Fax +32 22964301

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
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([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').