Prior notification of a concentration

(Case M.10150 — Ares/OTPP/TricorBraun)

Candidate case for simplified procedure

(Text with EEA relevance)

(2021/C 46/05)

1. On 1 February 2021, 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:

— Ares Management Corporation ('Ares', USA),

— Ontario Teachers' Pension Plan Board ('OTPP', Canada),

— TCB Holdings I Corp ('TricorBraun', USA).

Ares and OTPP acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of TricorBraun.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for Ares: alternative asset management in the North America, Europe, Asia Pacific,

— for OTPP: administration of pension benefits and investments in pension plan assets on behalf of active and retired teachers in the Province of Ontario,

— for TricorBraun: design and distribution of packaging, including plastic containers, sprayers, dispensers and closures, glass containers and flexible packaging, active in the USA and internationally.

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.

Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under the Council Regulation (EC) No 139/2004 ([2]) it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.

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.10150 — Ares/OTPP/TricorBraun

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
BELGIQUE/BELGIË

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.