V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case M.9388 — Clearlake Capital Group/Francisco Partners Management/Perforce Software Holdings)

Candidate case for simplified procedure

(Text with EEA relevance)

(2019/C 185/10)

1. On 21 May 2019, 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:

— Francisco Partners, L.P. ('Francisco Partners', USA),

— Clearlake Capital Group, L.P. ('Clearlake', USA),

— Perforce Software Holdings, Inc. ('Perforce', USA), controlled by Clearlake,

Francisco Partners and Clearlake acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the whole of Perforce.

The concentration is accomplished by way of purchase of shares by Francisco Partners.

2. The business activities of the undertakings concerned are:

— for Francisco Partners: private equity firm,

— for Clearlake: private investment firm,

— for Perforce: provision of Development Operations solutions.

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.9388 — Clearlake Capital Group/Francisco Partners Management/Perforce Software Holdings

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

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

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