EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying party:

Subject: **Case M.9063 - SYNNEX / CONVERGYS**
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004[1] and Article 57 of the Agreement on the European Economic Area[2]

Dear Sir or Madam,

1. On 7 September 2018, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Synnex Corporation ("Synnex", U.S.A.) acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertaking Convergys Corporation ("Convergys", U.S.A.).[3] The concentration is accomplished through a two-step merger process resulting in the creation of "Concentrix CVG Corporation", a wholly-owned subsidiary of SYNNEX, which will include the Convergys business. As a result of the transaction, Convergys will no longer be a publicly held corporation.

2. The business activities of the undertakings concerned are:

   – for Synnex: provision of business-to-business services that help clients and business partners grow and enhance their customer-engagement strategies,

   – for Convergys: provision of customer relationship management business process outsourcing services to client businesses, including through the provision and operation of "call centers".

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 325, *14.9.2018*, p. 19.

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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(c) 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)
Johannes LAITENBERGER
Director-General

4 OJ C 366, 14.12.2013, p. 5.