V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case M.9394 — Echostar/Mubadala/HPE JV)

Candidate case for simplified procedure

(Text with EEA relevance)

(2019/C 316/07)

1. On 13 September 2019, 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:

— Hughes Network Systems, LLC ('Hughes', United States of America), controlled by EchoStar Corporation,

— Al Yah Satellite Communications PrJSC ('Yahsat', United Arab Emirates), controlled by Mubadala Investment Company PJSC,

— HNS Participações e Empreendimentos Ltda. ('HPE', Brazil).

Hughes and Yahsat acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of HPE.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for Hughes: provision of broadband satellite technologies and broadband internet services to home and small office customers,

— for Yahsat: provision of multipurpose satellite solutions in the areas of broadband, broadcast, government and commercial communications,

— for HPE: provision of satellite services in Brazil.

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.9394 — Echostar/Mubadala/HPE JV

([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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