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Subject: **Case M.10823 - CLEARLAKE / TA ASSOCIATES / EPHESOFT**
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 19 July 2022, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Clearlake Capital Group, L.P. ('Clearlake', U.S.A.), and TA Associates Management L.P. ('TA Associates', U.S.A.), will acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control over the whole of Ephesoft, Inc. ('Ephesoft', U.S.A.) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are the following:

   – for Clearlake: private investment firm, active in software and technology-enabled services, energy and industrials, food and consumer products,

   – for TA Associates: private equity firm, active in business services, consumer services, financial services, healthcare and technologies,

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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 C285, 26.07.2022, p. 11.

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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(a) and (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)
Olivier GUERSENT
Director-General

4 OJ C 366, 14.12.2013, p. 5.