Prior notification of a concentration

(Case M.10288 — DH 13/RFR Immo4/Bürogebäude)

Candidate case for simplified procedure

(Text with EEA relevance)

(2021/C 226/06)

1. On 3 June 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:

— Demire Holding XIII GmbH ('DH 13', Germany), controlled by DEMIRE Deutschland Mittelstand Real Estate AG ('DEMIRE', Germany),

— RFR Immobilien 4 GmbH ('RFR Immo4', Germany), controlled by the group RFR Holding LLC ('RFR Group', USA),

— JV Theodor-Heuss-Allee GmbH (Germany), controlled by RFR Immo4.

DH 13 and RFR Immo4 acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of JV Theodor-Heuss-Allee GmbH.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for DH 13: DH 13 and DEMIRE, headquartered in Langen, Germany, are active on the market for the letting, management and sale of commercial buildings in Germany,

— for RFR Immo4: RFR Immo4, headquartered in Frankfurt am Main, Germany, is active on the market for the letting, management and sale of commercial buildings in Germany; the RFR Group, headquartered in New York, USA, is active, within the European Economic Area and the USA, on the market for the letting, management and sale of commercial buildings,

— for JV Theodor-Heuss-Allee GmbH: JV Theodor-Heuss-Allee GmbH, headquartered in Frankfurt am Main, Germany, is active in the acquisition, management and letting of the office building located at Theodor-Heuss-Allee 100, Frankfurt am Main.

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 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.10288 — DH 13/RFR Immo4/Bürogebäude

([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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