Prior notification of a concentration

(Case M.10059 — SK hynix/Intel's NAND and SSD business)

(Text with EEA relevance)

(2021/C 139/07)

1. On 13 April 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:

— SK hynix Inc. ('SK hynix', Korea),

— Intel's NAND and SSD business ('Target Business', USA).

SK hynix acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of parts of Intel, the Target Business.

The concentration is accomplished by way of purchase of assets.

2. The business activities of the undertakings concerned are:

— for SK hynix: multinational company active in (i) memory semiconductors, such as Dynamic Random Access Memory ('DRAM') and NAND flash memory, (ii) storage solutions such as NAND-based SSDs, and (iii) system semiconductors, such as Complementary Metal Oxide Semiconductor ('CMOS') image sensors,

— for the Target Business: active in developing, designing, manufacturing, assembling, testing, marketing and selling products utilizing the non-volatile memory technology, commonly referred to within the semiconductor industry as NAND flash memory. The Target Business is also active in developing, designing, manufacturing, assembling, testing, marketing and selling SSDs that utilize NAND flash memory.

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.

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.10059 — SK hynix/Intel's NAND and SSD business

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

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Fax +32 22964301

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

[1] OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').