

Prior notification of a concentration
(Case M.9442 — Elliott/Insight/WorkForce)
Candidate case for simplified procedure
(Text with EEA relevance)
(2019/C 232/09)

1. On 3 July 2019, 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:

- Elliott Associates, L.P., Elliott International L.P. and Evergreen Coast Capital Corp., controlled by Elliott Management Corporation (together 'Elliott Group', U.S.),
- Insight Venture Management, LLC ('Insight Group', U.S.),
- WorkForce Software, LLC ('WorkForce', U.S.).

Elliott Group and Insight Group acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over the whole of WorkForce.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for Elliott Group: global investment firm focussed on investment and risk management activities,
- for Insight Group: global venture capital and private equity firm investing in highgrowth technology and software companies,
- for WorkForce: provider of cloud workforce management solutions to enterprise and mid-sized organisations.

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.9442 — Elliott/Insight/WorkForce

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

⁽²⁾ OJ C 366, 14.12.2013, p. 5.