



Republic of Serbia  
**COMMISSION FOR PROTECTION  
OF COMPETITION**

Number: 6/0-02-531/2016-6

Date: August 8, 2016

Belgrade

Pursuant to Article 37(2) of the Law on Protection of Competition (“Official Gazette of the RS”, nos. 51/09 and 95/13), Article 192(1) of the Law on General Administrative Procedure (“Official Gazette of the FRY”, nos. 33/97, 31/01 and “Official Gazette of the RS”, no. 30/10), and Article 2(1/6) of the Tariff on the level of compensation for activities within the competence of the Commission for Protection of Competition (“Official Gazette of the RS”, no. 49/11), deciding under the notification on concentration entered under number 6/0-02-531/2016-1, submitted on July 18, 2016 by company Element Acquisition Corp, with registered seat at the address 1209 Orange Street, Wilmington, New Castle County, Delaware 19801, USA, via plenipotentiary attorney Marina Bulatović from the Law office Wolf Theiss, BC Ušće, 6 Mihajla Pupina Boulevard, 11070 New Belgrade, on August 8, 2016, member of the Council of the Commission for Protection of Competition acting upon the authority granted by the President of the Commission for Protection of Competition no. 1/0-06-570/2016-1 of August 3, 2016, enacts the following

## **DECISION**

**I** Concentration of undertakings in summary procedure **IS APPROVED** created by acquisition of sole control on the part of company Element Acquisition Corp, with registered seat in the USA at the address 1209 Orange Street, Wilmington, New Castle County, Delaware 19801, company registration number 6082099, which is a subsidiary company of KKR& Co. L.P. with registered seat in the USA at the address 1209 Orange Street, Wilmington, New Castle County, Delaware 19801, over Epicor Inc., with registered seat in the USA at the address 2711 Centerville Road, Suite 400 Wilmington, New Castle County, Delaware 19808, company registration number 4970927.

**II IT IS ESTABLISHED** that the applicant of notification has executed payment in the amount of EUR 24,936.00 (in words: twenty-four thousand, nine hundred thirty-six Euro) to the foreign-currency account of the Commission for Protection of Competition maintained with the National Bank of Serbia, and RSD 8,015.00 (in words: eight thousand, fifteen Dinars) to the account of the Commission for Protection of Competition maintained with the Treasury Administration of the Ministry of Finance of the Republic of Serbia, which in total represents

determined amount of the fee as compensation for issuing decision on approval of concentration in summary procedure.