

## הודעה על מיזוג חברות

לפי חוק ההגבלים העסקיים, התשמ"ח-1988

בהתאם לסעיף 2(ב) לחוק ההגבלים העסקיים, התשמ"ח-1988, אני מודיעה על –

(1) הסכמתי לאישור של המיזוגים שלהלן:

מס' מיזוג	שמות החברות המתמזגות	העיסוק העיקרי של החברות המתמזגות
7817	מלונות פתאל בע"מ א.מ.א. מלונות בע"מ אזורים תיירות בע"מ	ניהול רשתות בתי מלון בישראל ניהול רשתות בתי מלון בישראל ניהול רשתות בתי מלון בישראל
7843	אלביט מערכות בע"מ ביו.א.ר. מערכות (1998) בע"מ	פיתוח, ייצור ומכירה של מערכות לחימה מתקדמות פיתוח, ייצור ושיווק של מאמנים וסימולטורים
7888	Sihlver Lake Partners 3 Cayman Skype Inc. Skype Luxembourg Holdings S.a.r.l Camino Networks Inc. Sonorit Holdings As	קרן השקעות תוכנה לניהול שיחות טלפון והעברת מסרים מיידיים
7864	פיתוח שאן בע"מ צמח תמרים בע"מ צמח חטיפי אנרגיה בע"מ	מיון, קירור, אריזה ושיווק תמרים מיון, קירור, אריזה ושיווק תמרים ייצור חטיפי אנרגיה ובריאות
7885	מטריקס אי.טי טכנולוגיות (1997) בע"מ ספיא פתרונות אינטרנט בע"מ	פתרונות תוכנה אינטרנט
7890	קרביץ בע"מ ארטקום טכנולוגיות והפצה (1998) בע"מ	ציוד משרדי ציוד משרדי
7895	ממן מסופי מטען וניטול בע"מ אוריסל (1994) בע"מ כנפיים אחזקות בע"מ טל לימוזין סרוויס בע"מ	ניהול ותפעול מסוף מטענים חברת אחזקות שירותי תעופה שירותי הסעות
7896	עוגן נדל"ן מניב בע"מ פארק סיבל (ניהול ואחזקות) שותפות מוגבלת פארק סיבל (ניהול ואחזקות) בע"מ	נדל"ן מניב נדל"ן מניב נדל"ן מניב
7900	General Electric Company Fanuc Ltd. GE Fanuc Automation Corp.	אוטומציה ובקרה רובוטיקה, אוטומציה ובקרה אוטומציה

(2) התנגדותי לאישור המיזוג שלהלן:

7849	אקרשטיין SRL RO באמצעות אקרשטיין תעשיות בע"מ נתיבי נוי בע"מ	תשתיות על-קרקעיות ותת-קרקעיות תשתיות על-קרקעיות
------	--	--

המרשם של מיזוגי החברות פתוח לעיון הציבור במשרד רשות ההגבלים העסקיים, רחוב כנפי נשרים 22, ירושלים, בשעות העבודה הרגילות ובאתר האינטרנט של הרשות: [www.antitrust.gov.il](http://www.antitrust.gov.il).


ד' בחשוון ה'תש"ע (25 באוקטובר 2009)

(חמ-2156-3)

רונית קן  
הממונה על הגבלים עסקיים

<sup>1</sup> ס"ח התשמ"ח, עמ' 128.

"כל אל-ערב", עמוד 66

 <p> <b>سلطة القيد التجارية</b>  <b>إعلان حول دمج شركات</b>  <b>موجب بحد 23 (ب) من قانون القيد التجارية لسنة 1988</b>  <b>الموافق على الصيغة على الجمع كما يلي:</b> </p>		
رقم الجمع	اسماء الشركات المتدخلة مع بعضها	العمل الأساسي للشركات المتدخلة مع بعضها
7817	م.ش. إلتان م.ش. إ.م. إلتان م.ش. إلتان	إدارة شبكات إلتان في إسرائيل إدارة شبكات إلتان في إسرائيل إدارة شبكات إلتان في إسرائيل
7843	م.ش. إلتان م.ش. إلتان	تطوير وإنتاج وبيع أجهزة لحام متطورة تطوير وإنتاج وتسويق خردشين وسيمولاتورات
7888	Silver Lake Partners 3 Cayman Skype Inc. Skype Luxembourg Holdings S.a.r.l. Cumine Networks Inc. Sonoria Holding AS	صندوق استثمارات برنامج لإدارة محاسبات مالية ونقل بلاغات فورية
7864	م.ش. إلتان م.ش. إلتان	تصنيف، توريد، تغليف وتسويق تمور تصنيف، توريد، تغليف وتسويق تمور
7885	م.ش. إلتان م.ش. إلتان	إنتاج تقاراش طاقة وصحة إنتاج تقاراش طاقة وصحة
7890	م.ش. إلتان م.ش. إلتان	معدات مكتبية معدات مكتبية
7895	م.ش. إلتان م.ش. إلتان	إدارة وتشغيل محطة شحن إدارة وتشغيل محطة شحن
7896	م.ش. إلتان م.ش. إلتان	خدمات طيران خدمات طيران
7900	م.ش. إلتان م.ش. إلتان	معدات تقنيات وتوزيع (1998) معدات تقنيات وتوزيع (1998)
7849	م.ش. إلتان م.ش. إلتان	معدات تقنيات وتوزيع (1998) معدات تقنيات وتوزيع (1998)
7849	م.ش. إلتان م.ش. إلتان	معدات تقنيات وتوزيع (1998) معدات تقنيات وتوزيع (1998)



# רשות ההגבלים העסקיים

הודעה על מיזוג חברות

לפי חוק ההגבלים העסקיים התשמ"ח-1988

בהתאם לסעיף 21 (ב) לחוק ההגבלים העסקיים, התשמ"ח-1988 אני מודיעה על:  
א. הסכמתי לאישור המיזוגים שלהלן:

מס' מיזוג	שמות החברות המתמזגות	העיסוק העיקרי של החברות המתמזגות
7817	מלוות פתאל בע"מ א.מ.א. מלוות בע"מ אזורים תיירות בע"מ	ניחול רשתות בתי מלון בישראל ניחול רשתות בתי מלון בישראל ניחול רשתות בתי מלון בישראל
7843	אלביט מערכות בע"מ ביו.אר. מערכות (1998) בע"מ	פיתוח, ייצור ומכירה של מערכות לחימה מתקדמות פיתוח, ייצור ושיווק של מאמנים וסימולטורים
7888	Silver Lake Partners 3 Cayman Skype Inc. Skype Luxembourg Holdings S.a.r.l. Camino Networks Inc. Sonorit Holding AS	קרן חשקנות תוכנה לניחול שיחות טלפון והעברת מסרים מדיים
7864	פיתוח שאן בע"מ צמח תמרים בע"מ צמח חטיפי אנרגיה בע"מ	מיון, קירור, אריזה ושיווק תמרים מיון, קירור, אריזה ושיווק תמרים ייצור חטיפי אנרגיה ובריאות
7885	מטריקס אי.טי טכנולוגיות (1997) בע"מ ספיא פתרונות אינטרנט בע"מ	פתרונות תוכנה אינטרנט
7890	קרביץ בע"מ ארטקום טכנולוגיות והפצה (1998) בע"מ	ציוד משרדי ציוד משרדי
7895	ממן מסופי מטען וניטול בע"מ אוריסל (1994) בע"מ כנפיים אחזקות בע"מ טל לימזון סרוויס בע"מ	ניחול ותפעול מסוף מטענים חברת אחזקות שירותי תעופה שירותי הסעות
7896	עוגן נדל"ן מניב בע"מ פארק סיבל (ניחול ואחזקות) שותפות מוגבלת פארק סיבל (ניחול ואחזקות) בע"מ	נדל"ן מניב נדל"ן מניב נדל"ן מניב
7900	General Electric Company Fanuc Ltd. GE Fanuc Automation Corp.	אוטומציה ובקרה רובוטיקה, אוטומציה ובקרה אוטומציה

## ב. התנגדותי לאישור המיזוג שלהלן:

7849	אקרשטיין SRL RO באמצעות אקרשטיין תעשיות בע"מ נתיבי נוי בע"מ	תשתיות על ותת-קרקעיות תשתיות על-קרקעיות
------	--	--

המרשם של מיזוגי החברות פתוח לעיון הציבור במשרד רשות ההגבלים העסקיים, רחוב כנפי נשרים 22, ירושלים, בשעות העבודה הרגילות ובאתר האינטרנט של הרשות: [www.antitrust.gov.il](http://www.antitrust.gov.il)

רונית קן  
חממונה על הגבלים עסקיים

ירושלים, ז' בחשוון, תש"ע  
25 באוקטובר, 2009

<sup>1</sup> ס"ח התשמ"ח, עמ' 128



## רשות ההגבלים העסקיים

הודעה על מיזוג חברות

לפי חוק ההגבלים העסקיים התשמ"ח-1988

בחתאם לסעיף 21 (ב) לחוק ההגבלים העסקיים, התשמ"ח-1988<sup>1</sup> אני מודיעה על:

א. הסכמתי לאישור המיזוגים שלהלן:

מס' מיזוג	שמות החברות המתמזגות	העיסוק העיקרי של החברות המתמזגות
7817	מלוונות פתאל בע"מ א.מ.א מלוונות בע"מ אזורים תיירות בע"מ	ניהול רשתות בתי מלון בישראל ניהול רשתות בתי מלון בישראל ניהול רשתות בתי מלון בישראל
7843	אלביט מערכות בע"מ ביו.אר. מערכות (1998) בע"מ	פיתוח, ייצור ומכירה של מערכות לחימה מתקדמות פיתוח, ייצור ושיווק של מאמנים וסימולטורים
7888	Silver Lake Partners 3 Cayman Skype Inc. Skype Luxembourg Holdings S.a.r.l. Camino Networks Inc. Sonorit Holding AS	קרו השקעות תוכנה לניהול שיחות טלפון והעברת מסרים מידיים
7864	פיתוח שאן בע"מ צמת תמרים בע"מ צמת חטיפי אנרגיה בע"מ	מיון, קירור, אריזה ושיווק תמרים מיון, קירור, אריזה ושיווק תמרים ייצור חטיפי אנרגיה ובריאות
7885	מטריקס אי.טי טכנולוגיות (1997) בע"מ ספיא פתרונות אינטרנט בע"מ	פתרונות תוכנה אינטרנט
7890	קרביץ בע"מ ארטקום טכנולוגיות והפצה (1998) בע"מ	ציוד משרדי ציוד משרדי

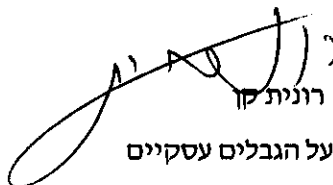
<sup>1</sup> ס"ח התשמ"ח, עמ' 128

7895	ממן מסופי מטען וניטול בע"מ אוריסל (1994) בע"מ כנפיים אחזקות בע"מ טל לימוזין סרוויס בע"מ	ניהול ותפעול מסוף מטענים חברת אחזקות שירותי תעופה שירותי הסעות
7896	עוגן נדלי"ן מניב בע"מ פארק סיבל (ניהול ואחזקות) שותפות מוגבלת פארק סיבל (ניהול ואחזקות) בע"מ	נדלי"ן מניב נדלי"ן מניב נדלי"ן מניב
7900	General Electric Company Fanuc Ltd. GE Fanuc Automation Corp.	אוטומציה ובקרה רובוטיקה, אוטומציה ובקרה אוטומציה

**ב. התנגדותי לאישור המיזוג שלהלן:**

7849	אקרשטיין SRL RO באמצעות אקרשטיין תעשיות בע"מ נתיבי נוי בע"מ	תשתיות על ותת-קרקעיות תשתיות על-קרקעיות
------	--	--

המרשם של מיזוגי החברות פתוח לעיון הציבור במשרד רשות ההגבלים העסקיים, רחוב כנפי נשרים 22, ירושלים, בשעות העבודה הרגילות ובאתר האינטרנט של הרשות: [www.antitrust.gov.il](http://www.antitrust.gov.il).

  
רונית קון  
הממונה על הגבלים עסקיים

ירושלים, ז' בחשוון, תש"ע  
25 באוקטובר, 2009



## רשות ההגבלים העסקיים

ירושלים, ג' חשוון, תשי"ע

21 אוקטובר, 2009

מזג: 7900

בפקס: 03-5660974

לכבוד

מר חגי דורון, עו"ד

ש. הורוביץ ושות'

שד' רוטשילד 41-45

תל-אביב 65784

### הנדון: החלטה על מיזוג חברות

מצ"ב החלטת הממונה על הגבלים עסקיים בהתאם לסעיף 20 (ב) לחוק ההגבלים העסקיים  
התשמ"ח - 1988, בדבר המיזוג בין החברות הבאות:

General Electric Company

GE Fanuc Automation Corp

Fanuc Ltd

בכבוד רב ובברכה,

ד"ר שלומי פריזט  
מנכ"ל ראשי

---

רח' כנפי נשרים 22, ת.ד. 34281 ירושלים 91341 טלפון: 02-6556103 פקס: 02-6515329

[lishka@antitrust.gov.il](mailto:lishka@antitrust.gov.il)

379626 /7900



## רשות ההגבלים העסקיים

החלטה בתיק מזג 7900 : General Electric Company  
GE Fanuc Automation Corp  
Fanuc Ltd

בהתאם לסעיף 20 (ב) לחוק ההגבלים העסקיים התשמ"ח 1988 (להלן - "החוק"), ולאחר התייעצות עם הועדה לפטורים ולמיוזגים, אני מודיעה על הסכמתי לאישור המיוזג בין החברות כמפורט להלן<sup>1</sup>:

מספר התיק	שמות החברות המתמזגות
מזג 7900	General Electric Company GE Fanuc Automation Corp Fanuc Ltd

  
רונית קר  
הממונה על הגבלים עסקיים

ירושלים, ג' חשוון, תשי"ע  
21 אוקטובר, 2009

<sup>1</sup> אישור זה לבקשת המיוזג, ניתן על-פי הנתונים שהוגשו לממונה ואין בו משום מתן הכשר או אישור, מבחינת דיני ההגבלים העסקיים, לכל פעולה אחרת וזאת ביצוע המיוזג לבדו, על-פי הבקשה כאמור. כמו כן, אין באישור זה משום מתן אישור או הכשר לכל מיוזג קודם שבוצע - אם בוצע - בין צד למיוזג זה לבין צד שלישי, ללא אישור כדן, ואין בו כדי למנוע מהממונה לנקוט בכל הליך כנגד צד כאמור, על פי החוק.  
האישור ניתן על בסיס ההנחה כי הצדדים למיוזג הביאו לידיעת רשות ההגבלים העסקיים את הנתונים הנכונים והמלאים הקשורים בעסקת המיוזג, הן במישרין והן בעקיפין, לרבות כל המידע בדבר ההסדרים הקיימים בין הצדדים למיוזג, גופים השולטים במי מהם, גופים בשליטת מי מהם או כל גוף קשור אחר, או בין מי מאלה לבין גופים בתחרות עם צד למיוזג או גוף אחר כאמור.  
כל חבנה, מצג, או הסכמה, בכתב או בעל-פה, בין הצדדים לבין הממונה, שקדמו למתן אישור זה - בטלים, והאמור באישור זה ממצה את כל אשר חוסכם, ככל שחוסכם, בקשר למתן האישור; הכל - למעט הסכמה של צד או של צדדים למיוזג לתנאים שנקבעו, אשר תעמוד בתוקפה גם לאחר אישור המיוזג.  
תוקף האישור לתקופה של עד שנה או עד להשלמת ביצוע העסקה, לפי המוקדם.  
אין באישור זה משום היתר או מתן פטור לכל כבילה שבחסכם המיוזג, ואין בו היתר להפעלת כל אופציה או זכות דומה נוספת, אף אם מי מאלה כלולות בהסכם המיוזג, וזאת ככל שצוין במפורש באישור.  
אין באישור זה כדי לשנות או לגרוע מחוראות חוק ההגבלים העסקיים, התשמ"ח-1988, או מכל תנאי, הוראה, צו, או חיוב אחר שחל על מי מהצדדים למיוזג מכוח דיני ההגבלים העסקיים.  
כל אדם העלול להיפגע מן המיוזג, איגוד עסקי או ארגון צרכנים רשאים להגיש ערר על החלטה זו תוך 30 ימים מיום שהתודעה על החלטה פורסמה בשני עתונים יומיים. הגשת ערר על עצם ההחלטה או הגשת ערר על תנאי מתנאיה משמעת שבית הדין רשאי לאשר את החלטה הממונה, לבטלה או לשנותה.

רח' כנפי נשרים 22, ת.ד. 34281 ירושלים 91341 טלפון: (02)6556103 פקס: (02)6515330

כתובתנו באינטרנט: [www.antitrust.gov.il](http://www.antitrust.gov.il)

379627 /7900



## רשות ההגבלים העסקיים

### הועדה לפטורים ולמיזוגים

#### המלצות

מועד הדיון: 21 באוקטובר 2009 בשעה 10:00

מקום הדיון: משרד רשות ההגבלים העסקיים, כנפי נשרים 22 ירושלים ק' ג', 6556111 - 02

מניעות: אין

בקשות מיזוג במסלול הירוק

בפני חברי הועדה הוצגו בקשות המיזוג וחוות הדעת של המחלקה הכלכלית בבקשות כדלקמן:

מס' תיק	הצדדים למיזוג	כלכלן/ית
7864	פיתוח שאן בע"מ צמח תמרים בע"מ צמח חטיפי אנרגיה בע"מ	אליאס עזאם
7870	הורן את לייבוביץ' בע"מ מאיר חברה למכונות ומשאיות בע"מ עילית קווי תחבורה בע"מ	גיא גולדברג
7885	מטריקס אי.טי טכנולוגיות (1997) בע"מ ספיא פתרונות אינטרנט בע"מ	אלי בריסקין
7890	קרביץ בע"מ ארטקום טכנולוגיות והפצה (1998) בע"מ	אלי בריסקין
7895	ממן מסופי מטען וניטול בע"מ אוריסל (1994) בע"מ כנפיים אחזקות בע"מ טל לימוזין סרוויס בע"מ	גיא גולדברג
7896	עוגן נדל"ן מניב בע"מ פארק סיבל (ניהול ואחזקות) שותפות מוגבלת פארק סיבל (ניהול ואחזקות) בע"מ	אריה שטרן
7900	General Electric Company Fanuc Ltd. GE Fanuc Automation Corp.	אלי בריסקין

החלטה

חברי הועדה ממליצים בפני הממונה לאשר את בקשות המיזוג הנ"ל, בהתאם לאמור בחוות הדעת הכלכלית.

רח' כנפי נשרים 22, ת.ד. 34281 ירושלים 91341 טלפון: 02-6556111 פקס: 02-6515330

[lishka@aa.gov.il](mailto:lishka@aa.gov.il)

[www.antitrust.gov.il](http://www.antitrust.gov.il)

379025 /7853



**בקשת מיזוג**

בפני חברי הועדה הוצגה בקשת המיזוג, חוות הדעת ומצגת של המחלקה הכלכלית בבקשה כדלקמן:

מס' תיק	הצדדים למיזוג	כלכלנית
7849	אקרשטיין תעשיות בע"מ נתיבי נוי בע"מ	אריה שטרן

**החלטת**

חברי הועדה ממליצים בפני הממונה לא לאשר את בקשת המיזוג הנ"ל בהתאם לאמור בחוות הדעת הכלכלית.

**בקשות פטור**

בפני חברי הועדה הוצגו בקשות הפטור, חוות הדעת של המחלקה הכלכלית (בע"פ) וטיוטא של החלטת הממונה בבקשות כדלקמן:

מס' תיק	הצדדים להסדר	עו"ד
7878	Apple Sales International פרטנר תקשורת בע"מ	אורי שוורץ
7879	Apple Sales International פלאפון תקשורת בע"מ	אורי שוורץ
7880	Apple Sales International סלקום ישראל בע"מ	אורי שוורץ

**החלטת**

חברי הועדה ממליצים בפני הממונה להעניק את הפטורים המבוקשים למשך שלוש שנים, וזאת למעט היבטים מסוימים של הסדרי ה-MFN, כפי שפורט בסעיף 3.2 לטיוטא של החלטת הממונה, ובהתאם לאמור בחוות הדעת של המחלקה הכלכלית. חבר ועדה אחר מבקש לציין שרצוי לקיים דיון עם משרד התקשורת סביב השאלות שעלו בדיון.

Terms appearing in this form shall bear the definitions contained in the Restrictive Trade Practices Law, 5748-1988 (hereinafter "**the Law**" or the "**Restrictive Trade Practices Law**") and in the Restrictive Trade Practices Regulations (General Instructions and Definitions), 5761-2001<sup>1</sup> (hereinafter – the "**Regulations**"), unless defined otherwise.

- Definitions of terms in this form:
  - "**Person filing the Notice of Merger**" – including person related to him.
  - "**Person related to person filing the Notice of Merger**" – Person who controls the person filing the notice of merger, entity controlled by the person filing the Notice of Merger and every entity controlled by any of them.
  - "**Control**" – as defined in section 1 of the Law.
  - "**Firm**" – including person related to the firm.
  - "**A merger with horizontal aspects**" – a merger of firms that manufacture, market, distribute or supply substitute goods as defined in the Regulations (hereinafter also – horizontal merger)
  - "**A merger with vertical aspects**" – a merger of firms that operate on different levels of the chain of the manufacture, marketing and sale of goods (hereinafter also – vertical merger)
  - "**Conglomerate merger**" – a merger that does not have a horizontal or vertical aspect.
- Section headings in this form are for convenience only and shall not be used in the interpretation of this form.

#### INSTRUCTIONS FOR COMPLETION WHAT IS REQUIRED TO COMPLETE THE FORM?

This notice of merger form contains different requests for information depending on the type of merger for which the notice is being filed:

- If the merger transaction has horizontal aspects, complete Parts A through G, I, K through M.
- If the merger transaction has vertical aspects, complete Parts A through F, H and I, K through M.
- If the merger is conglomerative, complete Parts A through D, J through M.
- If the merger has horizontal and vertical aspects, complete parts relevant to both types of mergers.

One may refer to a prior notice if it was filed during the last twelve months and if the particulars provided in that notice are correct as of the time of the filing of this notice. Make the reference by completing the annexed declaration appearing on page 10.

If the merger transaction includes a restrictive arrangement that requires an exemption – complete Part N instead of filing a separate request for an exemption.

If the information required does not fit the space provided in the form, attach response pages that refer clearly to the corresponding parts and sections.

A company that conducts business both in Israel and abroad is referred to section 18 of the Law.

<sup>1</sup> Regulations, 5761, p. 658.

General Information Concerning the Person Filing the Notice of Merger				
1) The filing person is	<input checked="" type="checkbox"/> The acquiring party in the merger. <input type="checkbox"/> The acquired party in the merger.			
2) Details concerning the filing person	Filing Person	Telephone Number		Additional Telephone Number
	<b>General Electric Company ("GE")</b>	<b>+1-203-373-2211</b>		--
	Street/P.O. Box	House Number	City	Zip Code
	<b>Easton Turnpike</b>	<b>3135</b>	<b>Fairfield, Connecticut</b>	<b>06828 USA</b>
3) Address for delivery of papers	Street/P.O. Box	House Number	City	Zip Code
	<b>Rothschild Boulevard</b>	<b>41-45</b>	<b>Tel-Aviv</b>	<b>65784</b>
4) Contact person on behalf of person filing the notice (attorney, accountant or any other person filling the role)	Name	Position		Telephone Number
	<b>Hagai Doron</b>	<b>Partner, S Horowitz &amp; Co.</b>		<b>03 5670604</b>
	Fax number	Email address		
	<b>03 5660974</b>	<b><u>hagaid@s-horowitz.co.il</u></b>		
	Street/P.O. Box	House Number	City	Zip Code
	<b>Rothschild Boulevard</b>	<b>41-45</b>	<b>Tel-Aviv</b>	<b>65784</b>
5) Other parties to the merger transaction	1. <b>GE Fanuc Automation Corp. ("GEFAC" or "the JV").</b>			
	2. <b>Fanuc Ltd. ("Fanuc").</b>			

### The Reason for Filing the Notice of Merger

**6) The reasons by virtue of which the transaction is a "merger of companies"**

Mark all of the reasons by virtue of which the transaction is a "merger of companies" pursuant to section 1 of the Law.

- ☐ The principle assets of the company are being acquired in the transaction
- ☒ The acquiring company is acquiring shares worth more than one-quarter of the capital value of the issuer in the transaction
- ☒ More than one-quarter of the voting power in the acquired company is being acquired in the transaction
- ☒ The right to appoint more than one-quarter of the board of directors in the acquired company is being acquired in the transaction
- ☒ The right to participate in more than one-quarter of the acquired company's profits is being acquired in the transaction
- ☐ Due to another transaction, the extent of holdings will pass the level established in the Law
- ☐ Another reason, specify: \_\_\_\_\_

**7) The reasons giving rise to the obligation to file a "notice of merger"**

Mark all the reasons set out in section 17(a) of the Law giving rise to the obligation to file a notice of merger.

- ☐ After the merger, the share of the merging companies, including related persons, will exceed one-half of:
  - ☐ The manufacture of an asset or service
  - ☐ The sale of an asset or service
  - ☐ The purchase of an asset or service
  - ☐ The marketing of an asset or service

Said asset/service is:

- ☒ The combined sales turnover of the merging companies, during the fiscal year preceding the merger, exceeds the amount specified in or pursuant to section 17(a)(2) of the Restrictive Trade Practices Law (that amount is currently 150 million NIS and the sales turnover of at least two of the merging companies is no less than 10 million NIS)
- ☐ One of the merging companies (or a person controlling or controlled by it) is a monopolist as defined in the Restrictive Trade Practices Law

The name of the monopolist is: \_\_\_\_\_

D

**Business and Areas of Activity that are the Subject of the Merger Transaction**

**9) The business activity**

Describe briefly the lines of business that are the subject of the merger transaction.

*You should provide a summary description of the areas of activity that are being acquired/sold in the framework of the merger. For example: manufacture and sales of CDs, book publishing, movie production.*

GEFAC is a holding company of three main subsidiaries active in the automation products area [charts showing the current ownership structures of the JV entities are included in Annex 3 to the MSA (Annex 1 to this merger notice)]. In the framework of the transaction, GE will be apportioned with the following four businesses all of which are currently run by two subsidiaries of GEFAC - GE Fanuc Intelligent Platforms Inc. and GE Fanuc Intelligent Platforms Europe S.A (and their respective subsidiaries):

---

1. **CSB Business** - Worldwide business of developing, manufacturing, and selling automation solution hardware products, software, and services, including PLCs (Programmable Logic Controllers), motion controllers, PAC (Programmable Automation Controller) Systems, distributed I/O, operator interfaces, process solutions, DCS (Distributed Control Systems), safety and critical control systems, process control and automation instruments, and other intelligent devices or communication mediums (such as Profibus, Hart and Ethernet IP) and drives.

2. **Software and Services Business** - Worldwide business of designing, developing, and marketing automation, operations management, control, scheduling, optimization, asset management, and optimization software, including HMI/SCADA (Human Machine Interface/Supervisory Control and Data Acquisition) software, Historian, Change Management, Workflow, Manufacturing Execution Software, Supply Chain Management, Enterprise Manufacturing Intelligence, Quality & Compliance, and Industrial Service Oriented Architecture, and providing implementation and training as well as global customer care for the software solutions.

---

3. **Embedded Systems Business** - Worldwide business of designing, manufacturing, and selling embedded hardware, software, and systems to customers, including, but not limited to: (a) single board computers and server blades, including various form factors; (b) embedded communications and networking equipment, including, but not limited to, embedded switches, reflective memory, and other types of I/O; (c) embedded data acquisition and control products, including, but not limited to, analog, digital, intelligent, serial, and other I/O; (d) embedded expansion cards, storage and memory products, video sound and graphics boards, flat panel industrial computers and monitors; (e) sensor processing, image processing and algorithms, industrial PCs, industrial and military displays, and packet processing for security and data communications; and (f) software and subsystem integration related to any of the foregoing items.

---

4. **CNC NA Services Business** - Business in the field of services (including support services, repair and return services, and technical support incident thereto) related to CNC Products within North America, South America, and Central America.

The remaining businesses of the JV – the CNC NA Business<sup>2</sup> (which will be spun off from GE Fanuc Intelligent Platforms Inc. and its subsidiaries and transferred to Fanuc) and the CNC EU Business<sup>3</sup> (which is currently run by Fanuc GE CNC Europe S.A. and its subsidiaries) - will be apportioned to Fanuc.

10) Location of the business activities

The activity that is the subject of the merger transaction

☐

Is conducted in specific geographical areas.

The areas are:

☒

Nationwide – **In fact, worldwide (see section 9 above).**

11) The share of the person filing the Notice of Merger in the overall activities that are the subject of the merger transaction

What is the share of the person filing the Notice of Merger in the overall sales, in quantity and financial terms, in each of the activities that is the subject of the merger transaction.

*For example: The shares of the person filing the Notice of Merger and related persons in activities that were listed above are: CDs – 20% (financial), 25% (quantity); book publishing – 18% (financial), 15% (quantity); movie production – 80% (financial), 60% (quantity).*

*Note also the basis for the quantitative estimates (market survey, Central Bureau of Statistics data, estimation).*

GE is active in the activities which are the subject matter of this notification (i.e., the JV's activities to be apportioned to GE as detailed in section 9 above) only through its current holdings in the JV (which it jointly controls with Fanuc).

Based on ARC Advisory Group estimates<sup>4</sup> and on the parties' best estimates, **the JV's global (or EMEA) sales shares do not exceed [ ]%, in any of its areas of activities.**

GE does not have specific data on Israeli sales shares of the JV (and in any case, the relevant geographic markets are much broader than Israel and are, in fact, global), but the parties do not believe that "local" sales shares for Israel would materially differ from the above mentioned sales shares.

Furthermore, the 2008 turnover in Israel of the part of the JV that GE will acquire was limited to only USD [ ], of which USD [ ] Embedded Systems business; USD [ ] CSB business and USD [ ] Software and Systems business, demonstrating the small economic impact, if any, the proposed transaction will have in Israel.

<sup>2</sup> The business of distributing CNC Products, selling other parts and accessories, and providing engineering, integration, and implementation services as related to CNC Products within North America, South America, and Central America.

<sup>3</sup> The business of distributing CNC Products, selling other parts and accessories, and providing engineering, integration, and implementation services, and the field services business (including support services, repair and return services, and technical support incident thereto) as related to CNC Products within Europe, Africa, and the Middle East, as currently conducted by the JV.

<sup>4</sup> ARC is a US-based research and advisory group unrelated to the parties that closely follows the Automation and Control markets – [www.arcweb.com](http://www.arcweb.com). The latest ARC estimates available to the parties relate to 2007 shares.

**12) Competitors**

List the names of the principal competitors of the person filing the Notice of Merger in each of the activities of the merging company that are the subject of the merger transaction.

**CSB Business** - according to estimates of the ARC Advisory Group, the JV's PLC sales accounted for only [ ]% of PLC sales worldwide and [ ]% in the EMEA region (Europe, Middle East and Africa) in 2007. Leading PLC<sup>5</sup> competitors are Siemens ([ ]% worldwide, [ ]% EMEA), Rockwell Automation ([ ]% worldwide, [ ]% EMEA), Mitsubishi Electric ([ ]% worldwide, [ ]% EMEA) and Schneider Electric ([ ]% worldwide, [ ]% EMEA), which are significantly larger PLC suppliers than the JV. Other competitors include, for example, ABB, B&R Industrial Automation and OMRON.

**Software and Services Business** - as regards HMI<sup>6</sup>, the ARC Advisory Group estimates that the JV's share of HMI sales amounted to approximately [ ]% worldwide and [ ]% in the EMEA region (Europe, Middle East and Africa) in 2007. The leading HMI competitors are Siemens ([ ]% worldwide, [ ]% EMEA), Wonderware ([ ]% worldwide, [ ]% EMEA), and Rockwell Automation ([ ]% worldwide, [ ]% EMEA). Other competitors include Schneider Citect, ICONICS, Indusoft and some other companies.

**Embedded Systems** - the embedded systems business is fragmented. ARC estimates are not available to the parties, but according to their best estimates, the GE Target's worldwide share of sales is in the range of [ ]%. Main global competitors include Emerson ECG, Advantech, Kontron, Mercury, Sun Microsystems and CWCEC, all with global sales shares in the range of [ ]%, according to the parties' best estimates

**CNC NA Services Business** - are exclusively supplied in North, South and Central America, based on a national or regional level, and therefore are of no further relevance to the Israeli notification.

<sup>5</sup> Kindly note that PLC sales account for a very large majority of total sales of the JV's CSB Business.

<sup>6</sup> Similarly, HMI sales account for the majority of sales of the Software and Services Business.

<b>N</b>	<b>Request for an Exemption with Respect to Restraints Ancillary to the Merger in Lieu of Filing a Separate Request for an Exemption</b> <b>This part should be completed only by someone whose merger transaction includes ancillary restraints</b> <b><u>NOT APPLICABLE</u></b>
	<p><b>33) Restrictive arrangements for which an exemption is sought</b></p> <p>1. Describe in short the restrictive arrangements for which an exemption from obtaining approval of a restrictive arrangement is sought.</p> <p>(a) If there are any parties to the restrictive arrangement who are not parties to the merger transaction, provide their names, mailing addresses, websites, details of their contact persons and relevant telephone numbers:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>(b) The restraints in the arrangement:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>(c) The goods/services to which the arrangement relates:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>(d) The term of the arrangement (including options to extend the term of the arrangement):</p> <p>_____</p>
	<p>2. Describe the nature of the arrangements and the need for them:</p> <p>_____</p> <p>_____</p> <p>_____</p>
	<p>3. If the restrictive arrangement was created in writing, attach all documents establishing the arrangement.</p>



## Declaration

### 34) Declaration

**Declaration of the person filing the Notice of Merger and obligation to provide correct, complete and current information:**

I the undersigned, who serves in the position of Counsel, Competition, Regulation and Government Relations in the person filing the Notice of Merger, hereby declare as follows:

1. I have been authorized to submit all required information to the Antitrust Authority in the framework of a Notice of Merger.
2. No limitation has been imposed on me in providing complete and accurate information as required in the form of Notice of Merger.
3. All of the information contained in the Notice of Merger is correct, complete and current, including the contents of Part N, above.
4. The documents annexed to the Notice of Merger are correct and complete and do not lack any material information or exhibit (including transmittal letters and any written or oral understandings).
5. I know that the General Director will use the information contained in the Notice and in its exhibits in deciding whether to approve the merger that is the subject of the Notice and I know and understand my obligation to provide correct, complete and current information to the Antitrust Authority.

Date:

**12 October, 2009**

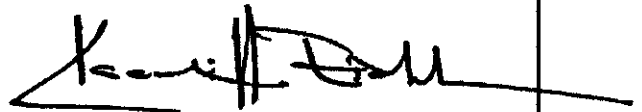
Name of  
the  
company

**General Electric**

Name and  
Title of  
Authorised  
Signatory

**Kaarli H Eichhorn  
Counsel,  
Competition,  
Regulation and  
Government  
Relations**

Company  
Signature



Terms appearing in this form shall bear the definitions contained in the Restrictive Trade Practices Law, 5748-1988 (hereinafter "**the Law**" or the "**Restrictive Trade Practices Law**") and in the Restrictive Trade Practices Regulations (General Instructions and Definitions), 5761-2001<sup>1</sup> (hereinafter – the "**Regulations**"), unless defined otherwise.

- Definitions of terms in this form:
  - "**Person filing the Notice of Merger**" – including person related to him.
  - "**Person related to person filing the Notice of Merger**" – Person who controls the person filing the notice of merger, entity controlled by the person filing the Notice of Merger and every entity controlled by any of them.
  - "**Control**" – as defined in section 1 of the Law.
  - "**Firm**" – including person related to the firm.
  - "**A merger with horizontal aspects**" – a merger of firms that manufacture, market, distribute or supply substitute goods as defined in the Regulations (hereinafter also – horizontal merger)
  - "**A merger with vertical aspects**" – a merger of firms that operate on different levels of the chain of the manufacture, marketing and sale of goods (hereinafter also – vertical merger)
  - "**Conglomerate merger**" – a merger that does not have a horizontal or vertical aspect.
- Section headings in this form are for convenience only and shall not be used in the interpretation of this form.

#### **INSTRUCTIONS FOR COMPLETION WHAT IS REQUIRED TO COMPLETE THE FORM?**

This notice of merger form contains different requests for information depending on the type of merger for which the notice is being filed:

- If the merger transaction has horizontal aspects, complete Parts A through G, I, K through M.
- If the merger transaction has vertical aspects, complete Parts A through F, H and I, K through M.
- If the merger is conglomerative, complete Parts A through D, J through M.
- If the merger has horizontal and vertical aspects, complete parts relevant to both types of mergers.

One may refer to a prior notice if it was filed during the last twelve months and if the particulars provided in that notice are correct as of the time of the filing of this notice. Make the reference by completing the annexed declaration appearing on page 10.

If the merger transaction includes a restrictive arrangement that requires an exemption – complete Part N instead of filing a separate request for an exemption.

If the information required does not fit the space provided in the form, attach response pages that refer clearly to the corresponding parts and sections.

A company that conducts business both in Israel and abroad is referred to section 18 of the Law.

---

<sup>1</sup> Regulations, 5761, p. 658.

General Information Concerning the Person Filing the Notice of Merger				
1) The filing person is	<input type="checkbox"/> The acquiring party in the merger. <input checked="" type="checkbox"/> The acquired party in the merger.			
2) Details concerning the filing person	Filing Person	Telephone Number		Additional Telephone Number
	<b>GE Fanuc Automation Corp. ("GEFAC" or "the JV")</b>	<b>+1-434-978-5000</b>		---
	Street/P.O. Box	House Number	City	Zip Code
	<b>Austin Drive</b>	<b>2500</b>	<b>Charlottesville</b>	<b>VA 22911</b>
3) Address for delivery of papers	Street/P.O. Box	House Number	City	Zip Code
	<b>Rothschild Boulevard</b>	<b>41-45</b>	<b>Tel-Aviv</b>	<b>65784</b>
4) Contact person on behalf of person filing the notice (attorney, accountant or any other person filling the role)	Name	Position		Telephone Number
	<b>Hagai Doron</b>	<b>Partner, S Horowitz &amp; Co.</b>		<b>03 5670604</b>
	Fax number	Email address		
	<b>03 5660974</b>	<b><u>hagaid@s-horowitz.co.il</u></b>		
	Street/P.O. Box	House Number	City	Zip Code
	<b>Rothschild Boulevard</b>	<b>41-45</b>	<b>Tel-Aviv</b>	<b>65784</b>
5) Other parties to the merger transaction	1. <b>General Electric Company ("GE").</b>			
	2. <b>Fanuc Ltd. ("Fanuc").</b>			

### The Reason for Filing the Notice of Merger

**6) The reasons by virtue of which the transaction is a "merger of companies"**

Mark all of the reasons by virtue of which the transaction is a "merger of companies" pursuant to section 1 of the Law.

- ☐ The principle assets of the company are being acquired in the transaction
- ☒ The acquiring company is acquiring shares worth more than one-quarter of the capital value of the issuer in the transaction
- ☒ More than one-quarter of the voting power in the acquired company is being acquired in the transaction
- ☒ The right to appoint more than one-quarter of the board of directors in the acquired company is being acquired in the transaction
- ☒ The right to participate in more than one-quarter of the acquired company's profits is being acquired in the transaction
- ☐ Due to another transaction, the extent of holdings will pass the level established in the Law
- ☐ Another reason, specify: \_\_\_\_\_.

**7) The reasons giving rise to the obligation to file a "notice of merger"**

Mark all the reasons set out in section 17(a) of the Law giving rise to the obligation to file a notice of merger.

- ☐ After the merger, the share of the merging companies, including related persons, will exceed one-half of:
  - ☐ The manufacture of an asset or service
  - ☐ The sale of an asset or service
  - ☐ The purchase of an asset or service
  - ☐ The marketing of an asset or service

Said asset/service is:

- ☒ The combined sales turnover of the merging companies, during the fiscal year preceding the merger, exceeds the amount specified in or pursuant to section 17(a)(2) of the Restrictive Trade Practices Law (that amount is currently 150 million NIS and the sales turnover of at least two of the merging companies is no less than 10 million NIS)
- ☐ One of the merging companies (or a person controlling or controlled by it) is a monopolist as defined in the Restrictive Trade Practices Law

The name of the monopolist is: \_\_\_\_\_.

The Merger Transaction	
8) Highlights of the merger transaction	<p>Summarize the nature of the business process involved in the merger transaction</p> <p><i>Provide a general picture of the transaction and its goals (for example, entering into a new area of operation by acquiring a majority/minority holding in an existing company, acquiring operations that will complement existing operations, expanding operations in a particular market, etc.). Also note the means of the acquisition (cash, exchange of shares, combination).</i></p> <p>GEFAC is the acquired party in this transaction. For details regarding the transaction and its rationale, kindly refer to GE's merger notice.</p>

D

**Business and Areas of Activity that are the Subject of the Merger Transaction**

**9) The business activity**

Describe briefly the lines of business that are the subject of the merger transaction.

*You should provide a summary description of the areas of activity that are being acquired/sold in the framework of the merger. For example: manufacture and sales of CDs, book publishing, movie production.*

GEFAC is a holding company of three main subsidiaries active in the automation products area [charts showing the current ownership structures of the JV entities are included in Annex 3 to the MSA (Annex 1 to this merger notice)]. In the framework of the transaction, GE will be apportioned with the following four businesses all of which are currently run by two subsidiaries of GEFAC - GE Fanuc Intelligent Platforms Inc. and GE Fanuc Intelligent Platforms Europe S.A (and their respective subsidiaries):

1. **CSB Business** - Worldwide business of developing, manufacturing, and selling automation solution hardware products, software, and services, including PLCs (Programmable Logic Controllers), motion controllers, PAC (Programmable Automation Controller) Systems, distributed I/O, operator interfaces, process solutions, DCS (Distributed Control Systems), safety and critical control systems, process control and automation instruments, and other intelligent devices or communication mediums (such as Profibus, Hart and Ethernet IP) and drives.

2. **Software and Services Business** - Worldwide business of designing, developing, and marketing automation, operations management, control, scheduling, optimization, asset management, and optimization software, including HMI/SCADA (Human Machine Interface/Supervisory Control and Data Acquisition) software, Historian, Change Management, Workflow, Manufacturing Execution Software, Supply Chain Management, Enterprise Manufacturing Intelligence, Quality & Compliance, and Industrial Service Oriented Architecture, and providing implementation and training as well as global customer care for the software solutions.

3. **Embedded Systems Business** - Worldwide business of designing, manufacturing, and selling embedded hardware, software, and systems to customers, including, but not limited to: (a) single board computers and server blades, including various form factors; (b) embedded communications and networking equipment, including, but not limited to, embedded switches, reflective memory, and other types of I/O; (c) embedded data acquisition and control products, including, but not limited to, analog, digital, intelligent, serial, and other I/O; (d) embedded expansion cards, storage and memory products, video sound and graphics boards, flat panel industrial computers and monitors; (e) sensor processing, image processing and algorithms, industrial PCs, industrial and military displays, and packet processing for security and data communications; and (f) software and subsystem integration related to any of the foregoing items.

4. **CNC NA Services Business** - Business in the field of services (including support services, repair and return services, and technical support incident thereto) related to CNC Products within North America, South America, and Central America.

	<p>The remaining businesses of the JV – the <u>CNC NA Business</u><sup>2</sup> (which will be spun off from GE Fanuc Intelligent Platforms Inc. and its subsidiaries and transferred to Fanuc) and the <u>CNC EU Business</u><sup>3</sup> (which is currently run by Fanuc GE CNC Europe S.A. and its subsidiaries) - will be apportioned to Fanuc.</p>
<p><b>10) Location of the business activities</b></p>	<p>The activity that is the subject of the merger transaction</p> <p><input type="checkbox"/> Is conducted in specific geographical areas.</p> <p>The areas are:</p> <p><input checked="" type="checkbox"/> Nationwide – <b>In fact, worldwide (see section 9 above).</b></p>
<p><b>11) The share of the person filing the Notice of Merger in the overall activities that are the subject of the merger transaction</b></p>	<p>What is the share of the person filing the Notice of Merger in the overall sales, in quantity and financial terms, in each of the activities that is the subject of the merger transaction.</p> <p><i>For example: The shares of the person filing the Notice of Merger and related persons in activities that were listed above are: CDs – 20% (financial), 25% (quantity); book publishing – 18% (financial), 15% (quantity); movie production – 80% (financial), 60% (quantity).</i></p> <p><i>Note also the basis for the quantitative estimates (market survey, Central Bureau of Statistics data, estimation).</i></p> <p>Based on ARC Advisory Group estimates<sup>4</sup> and on the parties' best estimates, <b><u>the JV's global (or EMEA) sales shares do not exceed [ ]%, in any of its areas of activities.</u></b></p> <p>GEFAC does not have specific data on Israeli sales shares of the JV (and in any case, the relevant geographic markets are much broader than Israel and are, in fact, global), but the parties do not believe that "local" sales shares for Israel would materially differ from the above mentioned sales shares.</p> <p>Furthermore, the 2008 turnover in Israel of the part of the JV that GE will acquire was limited to only USD [ ], of which USD [ ] Embedded Systems business; USD [ ] CSB business and USD [ ] Software and Systems business, demonstrating the small economic impact, if any, the proposed transaction will have in Israel.</p>

<sup>2</sup> The business of distributing CNC Products, selling other parts and accessories, and providing engineering, integration, and implementation services as related to CNC Products within North America, South America, and Central America.

<sup>3</sup> The business of distributing CNC Products, selling other parts and accessories, and providing engineering, integration, and implementation services, and the field services business (including support services, repair and return services, and technical support incident thereto) as related to CNC Products within Europe, Africa, and the Middle East, as currently conducted by the JV.

<sup>4</sup> ARC is a US-based research and advisory group unrelated to the parties that closely follows the Automation and Control markets – [www.arcweb.com](http://www.arcweb.com). The latest ARC estimates available to the parties relate to 2007 shares.

**12) Competitors**

List the names of the principal competitors of the person filing the Notice of Merger in each of the activities of the merging company that are the subject of the merger transaction.

**CSB Business** - according to estimates of the ARC Advisory Group, the JV's PLC sales accounted for only [ ]% of PLC sales worldwide and [ ]% in the EMEA region (Europe, Middle East and Africa) in 2007. Leading PLC<sup>5</sup> competitors are Siemens ([ ]% worldwide, [ ]% EMEA), Rockwell Automation ([ ]% worldwide, [ ]% EMEA), Mitsubishi Electric ([ ]% worldwide, [ ]% EMEA) and Schneider Electric ([ ]% worldwide, [ ]% EMEA), which are significantly larger PLC suppliers than the JV. Other competitors include, for example, ABB, B&R Industrial Automation and OMRON.

**Software and Services Business** - as regards HMI<sup>6</sup>, the ARC Advisory Group estimates that the JV's share of HMI sales amounted to approximately [ ]% worldwide and [ ]% in the EMEA region (Europe, Middle East and Africa) in 2007. The leading HMI competitors are Siemens ([ ]% worldwide, [ ]% EMEA), Wonderware ([ ]% worldwide, [ ]% EMEA), and Rockwell Automation ([ ]% worldwide, [ ]% EMEA). Other competitors include Schneider Citect, ICONICS, Indusoft and some other companies.

**Embedded Systems** - the embedded systems business is fragmented. ARC estimates are not available to the parties, but according to their best estimates, the GE Target's worldwide share of sales is in the range of [ ]%. Main global competitors include Emerson ECCG, Advantech, Kontron, Mercury, Sun Microsystems and CWCEC, all with global sales shares in the range of [ ]%, according to the parties' best estimates.

**CNC NA Services Business** - are exclusively supplied in North, South and Central America, based on a national or regional level, and therefore are of no further relevance to the Israeli notification.

<sup>5</sup> Kindly note that PLC sales account for a very large majority of total sales of the JV's CSB Business.

<sup>6</sup> Similarly, HMI sales account for the majority of sales of the Software and Services Business.



<b>N</b>	<b>Request for an Exemption with Respect to Restraints Ancillary to the Merger in Lieu of Filing a Separate Request for an Exemption</b> <b>This part should be completed only by someone whose merger transaction includes ancillary restraints</b> <b><u>NOT APPLICABLE</u></b>
	<p><b>33) Restrictive arrangements for which an exemption is sought</b></p> <p>1. Describe in short the restrictive arrangements for which an exemption from obtaining approval of a restrictive arrangement is sought.</p> <p>(a) If there are any parties to the restrictive arrangement who are not parties to the merger transaction, provide their names, mailing addresses, websites, details of their contact persons and relevant telephone numbers:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>(b) The restraints in the arrangement:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>(c) The goods/services to which the arrangement relates:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>(d) The term of the arrangement (including options to extend the term of the arrangement):</p> <p>_____</p> <p>_____</p> <p>2. Describe the nature of the arrangements and the need for them:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>3. If the restrictive arrangement was created in writing, attach all documents establishing the arrangement.</p>

## Declaration

### 34) Declaration

**Declaration of the person filling the Notice of Merger and obligation to provide correct, complete and current information:**

I the undersigned, who serves in the position of **SEE BELOW** in the person filling the Notice of Merger, hereby declare as follows:

1. I have been authorized to submit all required information to the Antitrust Authority in the framework of a Notice of Merger.
2. No limitation has been imposed on me in providing complete and accurate information as required in the form of Notice of Merger.
3. All of the information contained in the Notice of Merger is correct, complete and current, including the contents of Part N, above.
4. The documents annexed to the Notice of Merger are correct and complete and do not lack any material information or exhibit (including transmittal letters and any written or oral understandings).
5. I know that the General Director will use the information contained in the Notice and in its exhibits in deciding whether to approve the merger that is the subject of the Notice and I know and understand my obligation to provide correct, complete and current information to the Antitrust Authority.

Date: **October 12, 2009**

Name of  
the  
company

**GE Fanuc Automation Corp.**

Name and  
Title of  
Authorised  
Signatory

**Maryrose T. Sylvester  
Director**

Company  
Signature

