



## **DETERMINATION OF MERGER NOTIFICATION M/06/076 – ORACLE/METASOLV**

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### **Section 21 of the Competition Act 2002**

#### **Proposed acquisition by Oracle Corporation of MetSolv, Inc.**

**Dated 22/11/06**

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### **Introduction**

1. On 6<sup>th</sup> November 2006, the Competition Authority (“the Authority”), in accordance with Section 18(1) of the Competition Act, 2002 (“the Act”), was notified on a mandatory basis of the proposed acquisition by Oracle Corporation (“Oracle”), through its wholly-owned subsidiary, Marine Acquisition Corporation (“Marine”), of all the issued shares of MetaSolv, Inc. (“MetaSolv”). As a result of the proposed transaction, MetaSolv and Marine would be merged into one entity.

### **The Undertakings Involved**

2. Oracle, the acquirer, is active in the design, development, manufacture and distribution of enterprise application software, database software and application server software and related services. Through its recent acquisition of Portal Software, Inc., Oracle is active in business support software, within which it offers billing and revenue management software for communications services providers.
3. MetaSolv, the target, is active in operations support systems for service providers in the telecommunications providers sector. MetaSolv integrates and automates key service fulfilment processes including order management, inventory management, service activation, configuration management, and network mediation. In the financial year ended 31 December 2005, MetaSolv generated turnover of [...] in the State.

### **Analysis**

4. In the global context, there appears to be an overlap in the undertakings’ activities in relation to the operation support systems segment of service fulfilment or network resource management. However, there is no overlap in any of the undertakings’ activities in the State. Therefore, the Authority considers that the proposed transaction does not raise competition concerns in the State.

**Determination**

The Competition Authority, in accordance with Section 21(2) of the Competition Act, 2002, has determined that, in its opinion, the result of the proposed acquisition by Oracle Corporation, through its wholly-owned subsidiary, Marine Acquisition Corporation, of all the issued shares of MetaSolv, Inc., will not be to substantially lessen competition in markets for goods and services in the State and, accordingly, that the acquisition may be put into effect.

**For the Competition Authority**

Dr Paul K. Gorecki  
Member of the Competition Authority