



# Gazette

**ISSUE ID:** 0000/2020/J/18

CROSS BORDER MERGER GAZETTE

25th November 2020

CRO GAZETTE, WEDNESDAY, 25<sup>th</sup> November 2020

CROSS BORDER MERGER SUBMISSIONS RECEIVED BETWEEN 18-NOV-20 AND 24-NOV-20						
Company Number	Company Name	Document	Date of Receipt	Company Number	Company Name	Date of Receipt
637934	Fitch Ratings Ireland Limited	Court Order	20/11/2020			

### **European Communities (Cross Border Merger) Regulations 2008**

Notice is hereby given that in accordance with Regulation 17 (2) of the European Communities (Cross Border Merger) Regulations 2008, which gives effect to Council Directive No. 2005/56/EC, a copy of a court order issued by the High Court of Ireland was received by the Registrar of Companies on 20 November 2020, concerning the proposed merger between the following companies:

Fitch Ratings Ireland Limited (registered in Ireland Company No.637934) and

Fitch Ratings Ireland Espana S.A.U. registered with the Barcelona Mercantile Registry, form B-97779, Volume 44456 and folio 134.

A copy of the court order is attached.

Registrar of Companies

THE HIGH COURT

THE HIGH COURT  
COMMERCIAL  
2020 No. 248 COS  
(2020 No 112 COM)



7506372

MONDAY THE 16<sup>th</sup> DAY OF NOVEMBER 2020

BEFORE MR JUSTICE BARNIVILLE

IN THE MATTER OF AN APPLICATION UNDER REGULATION 13 OF  
THE EUROPEAN COMMUNITIES (CROSS-BORDER MERGERS)  
REGULATIONS 2008 (SI 157/2008)

AND

IN THE MATTER OF FITCH RATINGS IRELAND LIMITED

AND

IN THE MATTER OF AN APPLICATION UNDER REGULATION 14 OF  
THE EUROPEAN COMMUNITIES (CROSS-BORDER MERGERS)  
REGULATIONS 2008 (SI 157/2008)

AND

IN THE MATTER OF FITCH RATINGS IRELAND LIMITED AND FITCH  
RATINGS ESPAÑA, S.A.U.

The Motion of Counsel for Fitch Ratings Ireland Limited (the “Company”) and Fitch Ratings España S.A.U. (collectively the “Merging Companies”) pursuant to Originating Notice of Motion filed on the 4<sup>th</sup> day of August 2020 seeking an Order pursuant to Regulation 14 of the European Communities (Cross-Border Mergers) Regulations 2008 (as amended) (the “Regulations”) confirming scrutiny of the legality of the proposed cross-border merger between the Merging Companies as regards that part of the merger procedure which concerns the completion of the cross-border merger coming on for hearing this day in the presence of Counsel for the Merging Companies

THE HIGH COURT

And upon reading the said Notice of Motion, the two Affidavits of David Samuel sworn 30 July 2020, the Affidavit of Muireann Granville sworn 18 August 2020, the Affidavit of Chiara Italiano sworn 19 August 2020, the Second Affidavit of David Samuel sworn 10 November 2020, the Second Affidavit of Muireann Granville sworn 12 November 2020, the Affidavit of Chiara Italiano sworn 12 November 2020 and the documents and exhibits therein referred to, including a copy of the “*Irish Examiner*” newspaper, a copy of the “*Irish Times*” newspaper and a copy of the “*International Edition of the Financial Times*” newspaper, all of 21 September 2020, and each containing an advertisement of the day and time appointed for the hearing of the said Notice of Motion herein

And the said Notice of Motion herein having come on for hearing today, Monday, the 16<sup>th</sup> day of November 2020 at 10.30 am

And on hearing said Counsel for the Merging Companies

And no other person attending on behalf of any creditor, member or other interested party of the Merging Companies on this day or at the previous adjourned hearings

The Court doth make an Order pursuant to Regulation 14 of the Regulations confirming scrutiny of the legality of the proposed cross-border merger between the Merging Companies as regards that part of the merger procedure which concerns the completion of the cross-border merger


And **IT IS FURTHER ORDERED** that the date and time on

which the above merger is to have effect be set as the 30<sup>th</sup> day of November 2020 at 00.01 am (Greenwich Mean Time)

Liberty to the Merging Companies to apply

**A COPY WHICH I ATTEST**

.....  
**FOR REGISTRAR**

  
MARIANNE WHITE  
REGISTRAR

THE HIGH COURT

Perfected 17<sup>th</sup> November 2020

LK Shields Solicitors LLP  
Solicitors for the Merging Companies

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