In the Matter of

Wilh. Wilhelmsen Holding ASA
a public company,

Wilhelmsen Maritime Services AS,
a private company,

Resolute Fund II, L.P.
a private company,

Drew Marine Intermediate II B.V.
a private company,

And

Drew Marine Group, Inc.,
a corporation.

Docket No. 9380

JOINT MOTION TO DISMISS AMENDED COMPLAINT

Hart-Scott-Rodino Notification and Report Forms filed for this proposed acquisition, and has no intent to refile. The Amended Complaint is now moot.

Accordingly, the parties respectfully request that the Commission dismiss the Amended Complaint. A proposed order is attached.

Dated: July 26, 2018

Respectfully Submitted

/s/ Thomas J. Dillickrath

Thomas J. Dillickrath
James Rhilinger
Federal Trade Commission
Bureau of Competition
600 Pennsylvania Avenue, NW
Washington, DC 20580
Telephone: (202) 326-3680
Email: tdillickrath@ftc.gov
Email: jrhilinger@ftc.gov

Counsel Supporting the Complaint

/s/ Corey W. Roush

Corey W. Roush
Paul B. Hewitt
C. Fairley Spillman
AKIN GUMP STRAUSS HAUER & FELD LLP
1333 New Hampshire Avenue, NW
Washington, DC 20036
Telephone: (202) 887-4000
Email: croush@akingump.com
Email: phewitt@akingump.com
Email: fspillman@akingump.com

Mark William Ryan
Michael E. Lackey, Jr.
Oral D. Pottinger
MAYER BROWN LLP
1999 K Street, NW
Washington, DC 20006
Telephone: (202) 263-3000
Email: mryan@mayerbrown.com
Email: mlackey@mayerbrown.com
Email: opottinger@mayerbrown.com

Counsel for Respondents
UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION  

COMMISSIONERS:  JOSEPH J. SIMONS, CHAIRMAN  
MAUREEN K. OHLHAUSEN  
NOAH JOSHUA PHILLIPS  
ROHIT CHOPRA  
REBECCA KELLY SLAUGHTER  

In the Matter of  
Wilh. Wilhelmsen Holding ASA  
a public company,  

Wilhelmsen Maritime Services AS,  
a private company,  

Resolute Fund II, L.P.  
a private company,  

Drew Marine Intermediate II B.V.  
a private company,  

And  

Drew Marine Group, Inc.,  
a corporation.  

Docket No. 9380

[PROPOSED] ORDER DISMISSING AMENDED COMPLAINT

This matter comes before the Commission on Complaint Counsel’s and Respondents’ Joint Motion to Dismiss Amended Complaint. Having considered the motion, it is hereby ORDERED, that the Joint Motion to Dismiss Amended Complaint dated July 26, 2018, is GRANTED and the Amended Complaint is dismissed without prejudice.

* * * * * *
By the Commission.

ISSUED: ____________________ ____________________

Donald S. Clark
Secretary
CERTIFICATE OF SERVICE

I hereby certify that on July 26, 2018, I filed the foregoing document electronically using the FTC’s E-Filing System, which will send notification of such filing to:

Donald S. Clark  
Secretary  
Federal Trade Commission  
600 Pennsylvania Ave., NW, Rm. H-113  
Washington, DC 20580  
ElectronicFilings@ftc.gov

The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Ave., NW, Rm. H-110  
Washington, DC 20580

I also certify that I delivered via electronic mail a copy of the foregoing document to:

Corey W. Roush  
Akin Gump Strauss Hauer & Feld LLP  
1333 New Hampshire Avenue, NW  
Washington, DC 20036  
(202) 887-4115  
croush@akingump.com

Counsel for Respondents Wilh. Wilhelmsen Holding ASA and Wilhelmsen Maritime Services AS

Mark W. Ryan  
Mayer Brown LLP  
1999 K Street, NW  
Washington, DC 20006  
(202) 263-3338  
mryan@mayerbrown.com


Dated: July 26, 2018  
By: /s/ Thomas J. Dillickrath  
Thomas J. Dillickrath  
Counsel Supporting the Complaint
CERTIFICATE FOR ELECTRONIC FILING

I certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the paper original and that I possess a paper original of the signed document that is available for review by the parties and the adjudicator.

July 26, 2018

By: /s/ Thomas J. Dillickrath
    Counsel Supporting the Complaint
Exhibit A
July 25, 2018

Office of Operations
Premerger Notification Unit, Antitrust Division
Department of Justice
950 Pennsylvania Avenue, NW
Room 3335
Washington, DC 20530

Premerger Notification Office
Federal Trade Commission
400 7th Street, SW
Room 5301
Washington, DC 20024


Dear Sir or Madam:

Pursuant to 16 C.F.R. § 803.12(a), effective Wednesday, July 25, 2018, we are voluntarily withdrawing the Premerger Notification and Report Form filed on behalf of Wilh. Wilhelmsen Holding ASA ("Wilhelmsen") in connection with the proposed acquisition of Drew Marine. Wilhelmsen has no intent to refile.

Please contact me with any questions.

Sincerely,

Corey W. Roush

cc: Mark W. Ryan
Thomas J. Dillickrath