



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1173/5/7/10

BETWEEN:

- 1) DEUTSCHE BAHN AG
- 2) DB NETZ AG
- 3) DB ENERGIE GMBH
- 4) DB REGIO AG
- 5) S-BAHN BERLIN GMBH
- 6) S-BAHN HAMBURG GMBH
- 7) DB REGIO NRW GMBH
- 8) DB KOMMUNIKATIONSTECHNIK GMBH
- 9) DB SCHENKER RAIL DEUTSCHLAND AG
- 10) DB BAHNBAU GRUPPE GMBH
- 11) DB FAHRZEUGINSTANDHALTUNG GMBH
- 12) DB FERNVERKEHR AG
- 13) DB SCHENKER RAIL (UK) LTD
- 14) LOADHAUL LIMITED
- 15) MAINLINE FREIGHT LIMITED
- 16) RAIL EXPRESS SYSTEMS LIMITED
- 17) DB SCHENKER RAIL INTERNATIONAL LIMITED (FORMERLY ENGLISH WELSH & SCOTTISH RAILWAY INTERNATIONAL LIMITED)
- 18) EMEF - EMPRESA DE MANUTENÇÃO DE EQUIPAMENTO FERROVIÁRIO SA
- 19) CP - COMBOIOS DE PORTUGAL E.P.E.
- 20) METRO DE MADRID, S.A.
- ~~21) ANGEL TRAINS LIMITED~~
- 22) NV NEDERLANDSE SPOORWEGEN
- 23) NEDTRAIN B.V.
- 24) NEDTRAIN EMATECH B.V.
- 25) NS REIZIGERS B.V.
- 26) DB SCHENKER RAIL NEDERLAND N.V.
- 27) TRENITALIA, S.P.A.
- 28) RETE FERROVIARIA ITALIANA, S.P.A.
- 29) NORGES STATSANER AS
- 30) EUROMAINT RAIL AB
- 31) GÖTEBORGS SPÅRVÄGAR AB

Claimants

-v-

- ~~1) MORGAN ADVANCED MATERIALS PLC~~
~~(FORMERLY MORGAN CRUCIBLE COMPANY PLC)~~
- 2) SCHUNK GMBH
- 3) SCHUNK KOHLENSTOFFTECHNIK GMBH
- 4) SGL CARBON SE (FORMERLY SGL CARBON AG)
- 5) MERSEN SA (FORMERLY LE CARBONE-LORRAINE SA)
- ~~6) HOFFMAN & CO. ELEKTROKOHLE AG~~

Defendants

ORDER OF THE CHAIRMAN

UPON the 1st to the 30th Claimants (“the Claimants”) and the 2nd to the 5th Defendants (“the Defendants”) having agreed to jointly apply to the Tribunal for the Claimants’ claims to be stayed until 31 August 2014

AND UPON considering the Tribunal’s Order of 20 January 2014 (“the Disclosure Order”), as amended by the Tribunal’s Order of 8 July 2014

IT IS ORDERED THAT:

- 1) The Claimants’ claims be stayed until 31 August 2014
- 2) The deadline in relation to the review of the documents disclosed pursuant to paragraphs 7, 8 and 13 of the Disclosure Order and the deadline in relation to the review of the documents disclosed pursuant to paragraphs 16, 17 and 18 of the Disclosure Order be extended until 5pm on 12 September 2014
- 3) A hearing be listed for 29 September 2014 with a time estimate of two days
- 4) There be liberty to apply

Marcus Smith Q.C.
Chairman of the Competition Appeal Tribunal

Made: 28 July 2014
Drawn: 28 July 2014