



**IN THE COMPETITION**  
**APPEAL TRIBUNAL**

Cases No: 1160-1164/1/1/10

BETWEEN:

**(1) IMPERIAL TOBACCO GROUP PLC**  
**(2) IMPERIAL TOBACCO LIMITED**

Appellants

- v -

**OFFICE OF FAIR TRADING**

Respondent

**CO-OPERATIVE GROUP LIMITED**

Appellant

- v -

**OFFICE OF FAIR TRADING**

Respondent

**WM MORRISON SUPERMARKETS PLC**

Appellant

- v -

**OFFICE OF FAIR TRADING**

Respondent

**(1) SAFEWAY STORES LIMITED**  
**(2) SAFEWAY LIMITED**

Appellants

- v -

**OFFICE OF FAIR TRADING**

Respondent

**(1) ASDA STORES LIMITED**  
**(2) ASDA GROUP LIMITED**  
**(3) WAL-MART STORES (UK) LIMITED**  
**(4) BROADSTREET GREAT WILSON EUROPE LIMITED**

Appellants

- v -

**OFFICE OF FAIR TRADING**

Respondent

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**ORDER OF THE CHAIRMAN**

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**UPON** reading the Respondent's application, in the form of a letter dated 3 June 2011, for permission to file a supplemental expert report by Professor Greg Shaffer ("the Supplemental Report")

**AND UPON** reading the observations made by each of the Appellants in response to the Respondent's application and which, *inter alia*, seek permission to file expert evidence in response to the Supplemental Report and to amend the joint expert statement filed on 2 June 2011

**IT IS ORDERED THAT:**

1. The Respondent be granted permission to file and serve the Supplemental Report by 5pm on 15 June 2011.
2. If so advised, each of the Appellants be granted permission to file and serve brief expert reports responding to any new issues raised by the Supplemental Report by 5pm on 27 June 2011.
3. The applications to amend the joint expert statement of 2 June 2011 be refused.
4. Liberty to apply.

**Vivien Rose**  
Chairman of the Competition Appeal Tribunal

Made: 8 June 2011  
Drawn: 15 June 2011