



IN THE COMPETITION
APPEAL TRIBUNAL

Cases No: 1175/5/7/11
1176/5/7/11
1177/5/7/11
1178/5/7/11

B E T W E E N:

D H FRANCIS

Claimant

-v-

CARDIFF CITY TRANSPORT SERVICES LIMITED

Defendant

D B FOWLES

Claimant

-v-

CARDIFF CITY TRANSPORT SERVICES LIMITED

Defendant

N V SHORT

Claimant

-v-

CARDIFF CITY TRANSPORT SERVICES LIMITED

Defendant

2 TRAVEL GROUP PLC (IN LIQUIDATION)

Claimant

-v-

CARDIFF CITY TRANSPORT SERVICES LIMITED

Defendant

ORDER OF THE CHAIRMAN

UPON reading the written submissions of the parties filed in advance of a case management conference on 18 April 2011

AND UPON hearing the parties and the parties' legal representatives at the case management conference on that date

IT IS ORDERED IN RELATION TO CASES 1175/5/7/11, 1176/5/7/11 and 1177/5/7/11 THAT:

1. Proceedings be stayed by way of a general stay from the date of this Order
2. Each party be at liberty to serve notice on the other parties of its intention to make an application to the Tribunal for an Order lifting the stay, with effect from a date 2 days thereafter
3. Costs be in the case, in respect of each of these cases

IT IS ORDERED IN RELATION TO CASE 1178/5/7/11 THAT:

FORUM

4. Pursuant to rule 18 of the Competition Appeal Tribunal Rules 2003 (S.I. No. 1372 of 2003) ("the Tribunal Rules"), the proceedings be treated as proceedings in England and Wales

AMENDMENT OF CLAIM FORM

5. By 5pm on 13 May 2011, the claimant shall file and serve a schedule which identifies:
 - a. the specific findings of fact in the OFT's decision of 18 November 2008 in case CA98/01/2008 ("the Decision") on which the claimant relies with reference to both the fact said to have been found and by virtue of which passage or passages in the Decision those facts are said to have been found;
 - b. the basis on which it is asserted by the claimant that the particular finding of fact demonstrates that the claimant was caused loss or that the finding of fact relates to a claim of loss; and
 - c. if applicable, the extent of loss resulting from that finding
6. Once served, the said schedule shall form part of the claimant's pleaded case in this claim and shall stand in substitution for the current Annex A in the claim form

DEFENCE

7. By 5pm on 17 June 2011, the Defendant file its Defence

DISCLOSURE

8. By 5pm on 15 July 2011, there be standard disclosure within the meaning of Part 31 of the Civil Procedure Rules
9. By 5pm on 22 July 2011, the parties shall make requests for inspection of the disclosed documents
10. By 5pm on 5 August 2011, the parties shall provide each other with inspection of the documents requested

WITNESS AND EXPERT EVIDENCE

11. By 5pm on 16 September 2011, the parties file and serve signed statements of any witnesses of fact
12. Each party may serve its own expert evidence in the field of forensic accountancy in relation to the issues of causation and loss, without prejudice to any contention which may be made as to the admissibility of such evidence, and in the field of property valuation as to the valuation of certain premises in Swansea
13. By 5pm on 14 October 2011, the parties file and serve any such expert evidence
14. The parties shall ensure that the claimants in cases 1175-1177/5/7/11 are provided with copies of, or given access to, all evidence served in case 1178/5/7/11

TIMETABLE TO HEARING

15. By 5pm on 30 December 2011, the claimant file and serve its skeleton argument, incorporating any points in reply
16. By 5pm on 3 February 2012, the defendant file and serve its skeleton argument
17. A case management conference be listed on a date to be arranged not before 16 September 2011
18. The main hearing in these proceedings be listed for 12 March 2012 with a time estimate of 10 days

COSTS

19. Costs be in the case

LIBERTY TO APPLY

20. There be liberty to apply

Lord Carlile of Berriew QC
Chairman of the Competition Appeal Tribunal

Made: 21 April 2011
Drawn: 3 May 2011