



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

Case No: 1178/5/7/11

**B E T W E E N:**

**2 TRAVEL GROUP PLC (IN LIQUIDATION)**

Claimant

**-v-**

**CARDIFF CITY TRANSPORT SERVICES LIMITED**

Defendant

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**ORDER OF THE CHAIRMAN**

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**UPON** reading the written submissions of the parties filed in advance of a case management conference on 26 September 2011

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

**AND UPON** reading the Order of the Chairman dated 21 April 2011, as amended ("the April Order") concerning the future conduct of these proceedings

**AND UPON** reading the Order of the Chairman dated 13 October 2011 concerning the disclosure by the OFT of certain confidential information redacted from the non-confidential version of the OFT's decision of 18 November 2008 ("the OFT Disclosure Order")

**IT IS ORDERED THAT:**

**VENUE**

1. The venue of the main hearing in these proceedings will be determined at a further case management conference

## **DISCLOSURE**

2. By 5pm on 31 October 2011, the Claimant disclose to the Defendant such documentation as is in its possession, which provides a summary description by the liquidator of the financial position of the company
3. By 5pm on 31 October 2011, the Defendant disclose to the Claimant:
  - a. those documents held on the OFT's file which were provided by the Defendant to the OFT during the course of the OFT's investigation
  - b. a list of the remaining documents held on the OFT's file which were provided by third parties to the OFT during the course of the OFT's investigation, redacted in a manner consistent with the OFT's treatment of confidential information in its Decision of 18 November 2008 and to the satisfaction of the OFT

## **WITNESS AND EXPERT EVIDENCE**

4. In respect of such information disclosed pursuant to the OFT Disclosure Order and/or paragraph 3 above, the Claimant file and serve signed statements of any further witnesses of fact arising from such disclosure by 5pm on 30 November 2011
5. The April Order be varied by deleting paragraph 13 thereof and substituting the following text:

“13. As regards such expert evidence:

  - (a) The Claimant file and serve the statement of its expert witness by 5pm on 14 October 2011
  - (b) The Defendant file and serve the statement of its expert witness by 5pm on 4 November 2011
  - (c) Any joint statement prepared by the parties' expert witnesses be filed by 5pm on 13 January 2012”

## **TIMETABLE TO HEARING**

6. The April Order be varied as follows:
  - a. By substituting 20 January 2012 for 30 December 2011 in paragraph 15
  - b. By substituting 15 February 2012 for 3 February 2012 in paragraph 16

**LIBERTY TO APPLY**

7. There be liberty to apply

**Lord Carlile of Berriew QC**  
Chairman of the Competition Appeal Tribunal

Made: 13 October 2011  
Drawn: 20 October 2011