



IN THE COMPETITION
APPEAL TRIBUNAL

Case: 1077/5/7/07

BETWEEN:

(1) EMERSON ELECTRIC CO.
(2) VALEO SA
(3) ROBERT BOSCH GmbH
(4) VISTEON CORPORATION
(5) ROCKWELL AUTOMATION INC.

Proposed Claimants

-v-

(1) SCHUNK GmbH
(2) SCHUNK KOHLENSTOFFTECHNIK GmbH
(3) SGL CARBON AG
(4) CARBONE LORRAINE SA

Proposed Defendants

ORDER OF THE TRIBUNAL

UPON considering the claimants' claim form filed on 9 February 2007 and proposed amended claim form dated 11 October 2007

AND UPON considering the claimants' application for permission to make the claim for damages against each of the proposed defendants pursuant to Rule 31(3) of the of the Competition Appeal Tribunal Rules 2003 (S.I. 2003, No. 1372) ("the application")

AND UPON the handing down of the Tribunal's Judgment (Rule 31(3) and Rule 40) [2007] CAT 30

AND UPON considering the parties' written submissions in advance of the hearing

AND UPON hearing the legal representatives of the claimants and the proposed defendants at a case management conference on 13 December 2007

IT IS ORDERED THAT:

1. The claimants, and each proposed defendant if so advised, file and serve a list of the issues which they each consider require to be determined on the application by 5.00 pm on 11 January 2008

2. The claimants file and serve written submissions on the issues set out in the lists of issues and on any other issues relating to the application by 5.00 pm on 25 January 2008
3. Each proposed defendant, if so advised, file and serve any observations which they require the Tribunal to take into account when deciding whether permission should be granted by it by 5.00 pm on 8 February 2008
4. If so advised, the claimants file and serve written submissions in reply by 5.00 pm on 14 February 2008
5. The parties prepare an agreed bundle of documents to serve as the main bundle for the hearing of the application and an agreed bundle of authorities to be referred to at the hearing
6. The parties file six copies of each of the said bundles by 5:00 pm on 14 February 2008
7. The hearing of the application be fixed for 10.30 am on 20 February 2008 with a time estimate of 2 days
8. Costs be reserved
9. There be permission to apply

Marion Simmons QC
Chairman of the Competition Appeal Tribunal

Made: 13 December 2007
Drawn: 8 January 2008