



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

**Case: 1077/5/7/07**

**BETWEEN:**

(1) EMERSON ELECTRIC Co.  
(2) VALEO S.A.  
(3) ROBERT BOSCH GmbH  
(4) VISTEON CORPORATION  
(5) ROCKWELL AUTOMATION Inc.

**Claimants**

**-v-**

**MORGAN CRUCIBLE COMPANY plc**

**Defendant**

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**ORDER OF THE TRIBUNAL**

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**UPON** the United States District Court for the District of New Jersey handing down its judgment in *Emerson Electric Co. v Le Carbone Lorraine, S.A.* --- F.Supp.2d ---- on 9 August 2007 (“the District Court Judgment”)

**AND UPON** the claimants filing a copy of the District Court Judgment with the Tribunal and serving a copy on the defendant on 13 August 2007

**AND UPON** reading the letter from the claimants of 13 August 2007

**AND UPON** the Tribunal writing to the defendant on 15 August 2007 requesting observations on the letter from the claimants by 16 August 2007 and the defendant not providing any response thereto

**AND UPON** the Tribunal considering the procedural timetable for the proceedings pursuant to the Tribunal’s Order of 26 June 2007

**IT IS ORDERED THAT:**

1. The defendant file and serve a skeleton argument no later than 5:00pm on 31 August 2007, to include submissions on the District Court Judgment and any further submissions (if any) on the issues set out in paragraph 1 of the Tribunal’s Order of 13 March 2007

2. The claimants shall file and serve a skeleton argument in response, if so advised, no later than 5:00pm on 17 September 2007
3. The defendant shall file and serve a skeleton argument in reply, if so advised, no later than 24 September 2007
4. In accordance with paragraph 4 of the Order of 26 June 2007, the hearing is listed for 10:30am on 26 September 2007
5. Costs be reserved
6. There be permission to apply

**Marion Simmons QC**  
Chairman of the Competition Appeal Tribunal

Made: 17 August 2007  
Drawn: 17 August 2007