



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case: 1093/3/3/07

B E T W E E N:

T-MOBILE (UK) LIMITED

Appellant

-v-

OFFICE OF COMMUNICATIONS

Respondent

supported by

HUTCHISON 3G UK LIMITED

Intervener

ORDER

UPON reading the document published by OFCOM entitled “Determinations to resolve disputes between Hutchison 3G and each of O2, Orange and T-Mobile concerning donor conveyance charges” dated 17 August 2007

AND UPON reading the appellant’s notice of appeal dated 17 October 2007

AND UPON reading the request by Hutchison 3G for permission to intervene dated 9 November 2007

AND UPON hearing counsel for the parties and Hutchison 3G at a case management conference on 12 November 2007

IT IS ORDERED THAT:

1. The proceedings be treated as proceedings in England & Wales.
2. Hutchison 3G be granted permission to intervene in these proceedings.
3. Any intervener granted permission to intervene in support of T-Mobile is to file and serve its statement of intervention, together with any witness or other evidence on which it seeks to rely, by 5.00pm on 6 December 2007.

4. The respondent is to file and serve its defence, together with any witness or other evidence on which it seeks to rely, by 5.00pm on 18 January 2008.
5. Hutchison 3G (and any other intervener granted permission to intervene in support of OFCOM) is to file and serve its statement of intervention, together with any witness or other evidence on which it seeks to rely, by 5.00pm on 1 February 2007.
6. T-Mobile is to file and serve its skeleton argument, including any reply, by 5.00pm on 20 February 2008.
7. Any intervener in support of T-Mobile is to file and serve its skeleton argument, including any reply, by 5.00pm on 22 February 2008, such skeleton argument to avoid duplication of submissions in the skeleton argument of T-Mobile.
8. OFCOM is to file and serve its skeleton argument, including any reply, by 5.00pm on 29 February 2008.
9. Hutchison 3G (and any other intervener in support of OFCOM) is to file and serve its skeleton argument, including any reply, by 5.00pm on 3 March 2008, such skeleton argument to avoid duplication of submissions in the skeleton argument of OFCOM.
10. The main hearing of this appeal be listed for 10.30am on 12 March 2008 with a time estimate of one day, with 13 March 2008 to be held as a day in reserve.
11. Permission to apply.

Marion Simmons QC
Chairman of the Competition Appeal Tribunal

Made: 12 November 2007
Drawn: 13 November 2007