



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

Case No: 1351/5/7/20

BETWEEN:

**(1) CHURCHILL GOWNS LIMITED**  
**(2) STUDENT GOWNS LIMITED**

Claimants

- v -

**(1) EDE & RAVENSCROFT LIMITED**  
**(2) RADCLIFFE & TAYLOR LIMITED**  
**(3) WM. NORTHAM & COMPANY LIMITED**  
**(4) IRISH LEGAL AND ACADEMIC LIMITED**

Defendants

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**ORDER**

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**UPON** the Defendants' application by letter from their solicitors dated 8 July 2021 for an order requiring the Claimants to respond to certain requests for information/clarification ("the Application for Further Information") and seeking permission to file expert evidence concerning the physical composition of the Claimants' gowns ("the Application for New Expert Evidence")

**AND UPON** reading the correspondence from the solicitors for the Defendants and the solicitors for the Claimants variously dated 12, 15, 16 and 19 July regarding the Application for New Expert Evidence and the scope of such new expert evidence

**IT IS ORDERED THAT:**

**Application for New Expert Evidence**

1. Each party shall have permission to call one expert in the field of the testing of physical composition of fabrics in order to address the question whether the

fabric used to manufacture the Claimants' gowns was made from 100% recycled plastic bottles. In relation to such experts:

- (a) The Claimants and the Defendants shall file and exchange expert reports by 5pm on 22 October 2021;
- (b) Any expert reports in reply be filed and served by 4pm on 19 November 2021;
- (c) The experts shall meet for without prejudice discussions without the presence of legal advisers of the parties and produce a Joint Statement on matters in respect of which they are agreed and matters in respect of which they are not agreed with concise reasons for any disagreement. The Joint Statement shall be filed with the Tribunal by 4pm on 3 December 2021.

### **Hearing of Application for Further Information**

2. The Defendants' Application for Further Information shall be listed for a hearing as soon as practicable with a time estimate of 1.5 hours.

### **Miscellaneous**

3. Costs in the case.

**The Hon Mr Justice Zacaroli**  
Chairman of the Competition Appeal Tribunal

Made: 20 July 2021  
Drawn: 21 July 2021