



IN THE COMPETITION
APPEAL TRIBUNAL

Case Nos: 1355/5/7/20 (T)
1356/5/7/20 (T)
1358/5/7/20 (T)
1371/5/7/20 (T)
1372/5/7/20 (T)

BETWEEN:

HERTZ AUTOVERMIETUNG GMBH & OTHERS

Claimants

- and -

STELLANTIS N.V. (FORMERLY FIAT CHRYSLER AUTOMOBILES N.V.) & OTHERS

Defendants

AND BETWEEN:

BALFOUR BEATTY GROUP LIMITED & OTHERS

Claimants

- and -

STELLANTIS N.V. (FORMERLY FIAT CHRYSLER AUTOMOBILES N.V.) & OTHERS

Defendants

AND BETWEEN:

ZAMENHOF EXPLOITATION & OTHERS

Claimants

- and -

STELLANTIS N.V. (FORMERLY FIAT CHRYSLER AUTOMOBILES N.V.) & OTHERS

Defendants

- and -

SCANIA AKTIEBOLAG (PUBL) AND OTHERS

Third Parties

AND BETWEEN:

THE BOC GROUP LIMITED AND OTHERS

Claimants

- and -

STELLANTIS N.V. (FORMERLY FIAT CHRYSLER AUTOMOBILES N.V.) & OTHERS

Defendants

AND BETWEEN:

GIST LIMITED AND OTHERS

Claimants

- and -

STELLANTIS N.V. (FORMERLY FIAT CHRYSLER AUTOMOBILES N.V.) & OTHERS

Defendants

SCANIA AKTIEBOLAG (PUBL) AND OTHERS

Third Parties

CONSENT ORDER

UPON MAN SE, formerly the Fifth Defendant in each of these proceedings, as the transferring legal entity, being merged into TRATON SE, as the acquiring legal entity, by registration in the commercial register at the Munich Local Court (Amtsgericht) (HRB 246068) on 31 August 2021, and TRATON SE being the universal legal successor to MAN SE (the latter of which having ceased to exist as an independent legal entity)

AND UPON TRATON SE being substituted for MAN SE in the proceedings with case number 1355/5/7/20 (T) (the “**Hertz Proceedings**”), case number 1356/5/7/20 (T) (the “**Balfour Beatty Proceedings**”), case number 1358/5/7/20 (T) (the “**Zamenhof Proceedings**”), case number 1371/5/7/20 (T) (the “**BOC Proceedings**”) and case number 1372/5/7/18 (T) (the “**Gist Proceedings**”) pursuant to the Orders of the Honourable Mr Justice Roth dated 15 December 2021

AND UPON the Twelfth and Thirteenth Defendants in each of these proceedings (together “**DAF**”) having made additional claims for contribution or indemnity against MAN SE pursuant to Part 20.6 of the Civil Procedure Rules in the Hertz Proceedings on or around 27 April 2020, the Balfour Beatty Proceedings on or around 8 June 2020, the Zamenhof Proceedings on or around 6 July 2020, the BOC Proceedings on or around 28 September 2020 and the Gist Proceedings on or around 28 September 2020 (together “**DAF’s Additional Claims against MAN SE**”)

BY CONSENT IT IS ORDERED THAT:

1. DAF’s Additional Claims against MAN SE are deemed to be made against TRATON SE. In relation to DAF’s Additional Claims TRATON SE is hereby substituted for MAN SE.
2. In the event that DAF amends its Additional Claims against MAN SE (now TRATON SE) after the date of this Order, DAF shall amend those claims to reflect paragraph 1 of this Order.
3. Costs in the case.
4. Liberty to apply.

The Hon Mr Justice Roth
Chairman of the Competition Appeal Tribunal

Made: 24 March 2022
Drawn: 24 March 2022