



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1287/5/7/18

BETWEEN:

(1) ASDA STORES LIMITED
(2) ~~ARGOS LIMITED AND HOMEBASE LIMITED~~
(3) WM MORRISON SUPERMARKETS LIMITED

Claimants

- v -

(1) MASTERCARD INCORPORATED
(2) MASTERCARD INTERNATIONAL INCORPORATED
(3) MASTERCARD EUROPE SA
(4) ~~MASTERCARD UK MEMBERS FORUM LIMITED~~
(5) MASTERCARD/EUROPAY UK LIMITED

Defendants

ORDER

UPON the Tribunal's Order made on 13 June 2022 (the "**Directions Order**")

AND UPON the Tribunal's Order made on 23 September 2022 (the "**Pleading Amendments and Further Directions Order**") varying the Directions Order

AND UPON the joint letter from the parties to the Tribunal dated 7 October 2022 in relation to the deadline for rebuttal or supplemental experts' reports and their joint application to amend certain other deadlines

AND HAVING REGARD TO the Tribunal's case management powers pursuant to Rule 53(2)(j) of the Competition Appeal Tribunal Rules 2015

IT IS ORDERED BY CONSENT THAT:

1. Paragraph 2 of the Pleading Amendments and Further Directions Order is varied such that the deadline for Asda and Morrisons to make consequential

amendments to their Fourth and Fifth Amended Replies respectively to reflect the Defendants' Seventh Amended Defences, shall be extended to 14 October 2022.

2. Paragraph 7(b) of the Directions Order (as varied by Paragraph 3 of the Pleading Amendments and Further Directions Order) is varied such that the Claimants shall file and serve further witness statements addressing supplier pass-on by 18 October 2022.
3. Paragraph 14 of the Directions Order is varied such that the deadline for any rebuttal or supplemental experts' reports to be filed and exchanged simultaneously shall be extended to 4pm on 25 October 2022.
4. Paragraph 15 of the Directions Order is varied such that the deadline for the relevant experts to meet on a without prejudice basis is extended to 4pm on 8 November 2022.
5. Paragraph 16 of the Directions Order is varied such that the deadline for the Joint Memorandum of Experts in each discipline is extended to 4pm on 25 November 2022.
6. Costs in the case.

The Hon Mrs Justice Bacon
Chair of the Competition Appeal Tribunal

Made: 10 October 2022
Drawn: 10 October 2022