



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

Case Nos.: 1447/5/7/22 (T)  
1448/5/7/22 (T)  
1458/5/7/22 (T)  
1459/5/7/22 (T)

BETWEEN:

**THE VARIOUS CLAIMANTS IDENTIFIED IN THE SCHEDULE TO THIS ORDER**

The “Relevant Claimants”

- v -

**THE VARIOUS DEFENDANTS IDENTIFIED IN THE SCHEDULE TO THIS  
ORDER**

The “Defendants”

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**ORDER**

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**UPON** the Order of the High Court dated 7 April 2022 (as amended) transferring these proceedings to the Competition Appeal Tribunal

**AND UPON** the Relevant Claimants agreeing to be bound by the determination of any issues which are common to the Relevant Claimants’ claims and to the jointly case managed claims in Case No. 1517/11/7/22 (UM) Merchant Interchange Fee Umbrella Proceedings (the “**Merchant Proceedings**”)

**AND UPON** reading the letter of Stephenson Harwood LLP dated 16 November 2022 and the accompanying draft order requesting that the Relevant Claimants’ claims be stayed

**AND UPON** considering the letters dated 17 and 18 November 2022 from the respective solicitors for the various Defendants confirming that they do not object to the Relevant Claimants' request

**IT IS ORDERED BY CONSENT THAT:**

1. Upon service of the Claim Forms, the Relevant Claimants' claims shall be stayed immediately until further order (the "**Stay**").
2. The Relevant Claimants shall not be required to serve any Particulars of Claim during the Stay and time for serving the Particulars of Claim shall be extended until 12 weeks after the date of the order lifting the Stay, unless the Tribunal shall order otherwise.
3. Notwithstanding the Stay, a party in the Merchant Proceedings may make an application for the Relevant Claimants to provide information or disclosure on the condition that the Tribunal considers such information or disclosure necessary to resolve a wider issue in the Merchant Proceedings.
4. Should the Stay be lifted, the Defendants' ability to make any application pursuant to CPR 17.2(2) shall not be prejudiced as a consequence of their agreement to this Order.
5. There be liberty to apply.
6. Costs in the case.

**Sir Marcus Smith**  
President of the Competition Appeal Tribunal

Made: 18 November 2022  
Drawn: 18 November 2022

## Schedule

**Relevant Claimants in *Welcome Break Group Limited and others v (1) Mastercard Incorporated, (2) Mastercard International Incorporated, (3) Mastercard Europe S.A. and (4) Mastercard/Europay UK Limited (1459/5/7/22 (T))* and *Welcome Break Group Limited and others v (1) Visa Europe Limited, (2) Visa Europe Services LLC and (3) Visa UK Limited (1448/5/7/22 (T))***

<b>Number in Claim Form schedule</b>	<b>Name of Relevant Claimant</b>
1	Azzurri Restaurants Limited (in administration)
2	MDCT Realisations Limited (formerly CDM Trading Limited)

**Relevant Claimants in *Kew Green (Square) Limited and others v (1) Mastercard Incorporated, (2) Mastercard International Incorporated, (3) Mastercard Europe S.A. and (4) Mastercard/Europay UK Limited (1458/5/7/22 (T))* and *Kew Green (Square) Limited and others v (1) Visa Europe Limited, (2) Visa Europe Services LLC and (3) Visa UK Limited (1447/5/7/22 (T))***

<b>Number in Claim Form schedule</b>	<b>Name of Relevant Claimant</b>
33	The Solihull Hotel Company Limited
34	Echo Hotel Limited
35	Five Star Inns Limited
36	The Harrogate International Hotel Limited
37	Chester International Hotel Limited
38	Chapel Street Hotel Limited
118	SME Group plc
155	DTP Hoole Chester Limited
156	DTP Acquisition 2 Limited
157	DTP Acquisition 1 Leeds Limited
158	DTP Acquisition 1 Birmingham Limited
159	DTP Acquisition 1 Glasgow Limited
160	DTP Acquisition 1 Manchester Limited
161	DTP Acquisition 2 Salford Limited
162	DTP Acquisition 1 Bristol Limited