



Claim No. CL-2021-000208

**IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
KING'S BENCH DIVISION
COMMERCIAL COURT**

CL-2021-000208

**Before: Mr Justice Foxton
On Paper
Date: 16 November 2022**

BETWEEN:

JJH ENTERPRISES LIMITED
(trading as ValueLicensing)

Claimant

— and —

**(1) MICROSOFT CORPORATION
(2) MICROSOFT LIMITED
(3) MICROSOFT IRELAND OPERATIONS LIMITED**

Defendants

ORDER

UPON the Court inviting written submissions on the issue of whether the Claimant's claim should be transferred to the Competition Appeal Tribunal

AND UPON considering the parties' written submissions on that issue

IT IS ORDERED THAT

1. The claim be transferred to the Competition Appeal Tribunal (the "**Tribunal**") immediately.
2. Neither this Order giving effect to the said transfer, nor the transfer itself, is intended to alter, limit or exclude in any respect any element of the Claimant's claim as constituted in this Court prior to the transfer taking effect. If and to the extent that any element of the Claimant's claim as constituted in this Court prior to the transfer taking effect is not capable of falling within the jurisdiction of the Tribunal on a transfer, or would be altered, limited or excluded by this Order or the transfer, it is not subject to this Order and remains within the jurisdiction of this Court. However, any application for such relief is stayed until further order.

3. The proceedings were and shall continue to be regarded as having been commenced in this Court. Any further statements of case or amendments to a statement of case shall be made in accordance with the Civil Procedure Rules and not with the CAT Rules 2015.
4. Any appeal to the Court of Appeal against the determination by the Tribunal of the issues transferred or an order of the Court giving effect to that determination shall be governed by the rules in CPR Part 52.
5. This Court may give such further directions or make such further orders as it thinks fit in connection with the transfer and/or with any such element as referred to above.
6. The parties have liberty to apply for further variations to this Order.

16 November 2022