



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1486/5/7/225 (T)

BETWEEN:

**THE CHANCELLOR, MASTERS AND SCHOLARS OF THE UNIVERSITY OF
CAMBRIDGE**

Claimant

- v -

- (1) VISA EUROPE LIMITED**
(2) VISA UK LIMITED
(3) VISA EUROPE SERVICES LLC
(4) VISA INC.
(5) VISA INTERNATIONAL SERVICE ASSOCIATION

Defendants

(the “Cambridge Interchange Proceedings”)

ORDER

UPON the Claim Form in the Cambridge Interchange Proceedings being issued in the High Court on 23 December 2021 (CP-2021-000023) (the “**Claim Form**”)

AND UPON the Order of the High Court dated 24 February 2022 (and sealed 11 March 2022) extending the time for service of the Claim Form under CPR Rule 7.5(1) to 10 January 2023

AND UPON the Order of the Chancellor of the High Court dated 7 April 2022 (as amended) transferring the various cases listed in the schedule to that Order (which included the Cambridge Interchange Proceedings) to the Competition Appeal Tribunal

AND HAVING REGARD TO (i) the views expressed by the President of the Tribunal at the Case Management Conference on 1 - 2 March 2022 in Cases 1306-1325/5/7/19 (T), 1349- 1350/5/7/20 (T), 1369/5/7/20 (T), 1373-1374/5/7/20 (T), 1376/5/7/20 (T), 1383-1384/5/7/21 (T), 1385-1400/5/7/21 (T) and 1406/5/7/21 (T) (the “**Merchant Interchange Proceedings**”); (ii) the Tribunal’s Order of 16 March 2022 (the “**Order**”); and (iii) the Tribunal’s Ruling of 16 March 2022 ([2022] CAT 14) (the “**Ruling**”)

AND UPON the Umbrella Proceedings Order of the President dated 4 July 2022 designating this case as a “Host Case” pursuant to Practice Direction 2/2022 (Umbrella Proceedings), such that the Ubiquitous Matters (as defined in the Practice Direction) arising in this case will be disposed of in Umbrella Proceedings (under Case No 1517/11/7/22 (UM) Merchant Interchange Fee Umbrella Proceedings) in accordance with the process set out in the Tribunal’s Order and Ruling in the Merchant Interchange Proceedings

AND UPON the Tribunal’s letter dated 19 May 2022

AND UPON the Claim Form having been served on 3 January 2023

AND UPON reading the letter of Hill Dickinson LLP dated 20 January 2023 and the accompanying draft consent order signed by the parties

BY CONSENT IT IS ORDERED THAT:

1. The Claimant has leave to amend the Claim Form, such that:
 - 1.1. the name of the Fourth Defendant is amended from “Visa Inc” to “Visa Inc.”
 - 1.2. the postcode in the Claimant’s address be amended from “CB6 2XJ” to “CB2 1TN”
 - 1.3. the statement of truth be amended to comply with CPR Practice Direction 22, paragraph 2.1. This includes removing “[]”, amending “the facts stated this particulars of claim are true” to “the facts stated in this amended claim form are true”, and re-executing the statement of truth.
 - 1.4. the wording on page 3 be amended from “Particulars of Claim to follow if an Acknowledgment of Service is filed that indicates an intention to defend the claim” to “Particulars of Claim to follow” (the “**Amended Claim Form**”).

2. The Claimant shall file and serve the Amended Claim Form within 7 days of this Order.
3. Pursuant to Rule 53(2)(k) of the Competition Appeal Tribunal Rules 2015, upon service of the Amended Claim Form, the Claimant's claim in the Cambridge Interchange Proceedings shall be stayed immediately until further order on the terms set out in paragraph 4 of the Order (the "**Stay**").
4. The Claimant shall not be required to serve any Particulars of Claim during the Stay and the time for serving Particulars of Claim shall be extended until 12 weeks after the date of the order lifting the Stay unless the Tribunal shall order otherwise.
5. The Defendants shall not be required to file any Acknowledgment of Service until the Particulars of Claim are served and the time for filing an Acknowledgment of Service shall be 14 days from the date of the service of the Particulars of Claim.
6. Notwithstanding the Stay, the parties in the Cambridge Interchange Proceedings shall be bound by the outcome of any determinations in the Merchant Interchange Fee Umbrella Proceedings (including any appeals) in respect of all designated Ubiquitous Matters.
7. Notwithstanding the Stay, the Claimant remains liable to provide information or disclosure if the Tribunal considers such information or disclosure necessary to resolve a wider issue in the Merchant Interchange Fee Umbrella Proceedings.
8. There be liberty to apply.
9. Costs in the case.

Sir Marcus Smith
President of the Competition Appeal Tribunal

Made: 26 January 2023
Drawn: 26 January 2023