



Case No: 1435/5/7/22 (T)

IN THE COMPETITION APPEAL TRIBUNAL

BETWEEN:

- (1) PSA AUTOMOBILES SA
- (2) GIE PSA TRÉSORERIE
- (3) STELLANTIS NV
- (4) OPEL AUTOMOBILE GMBH
- (5) FCA ITALY SPA
- (6) FCA SRBIJA D.O.O. KRAGUJEVAC
- (7) FCA POLAND SA
- (8) MASERATI SPA
- (9) SOCIETA EUROPEA VEICOLI LEGGERI (SEVEL) SPA
- (10) VAUXHALL MOTORS LTD
- (11) OPEL ESPAÑA SLU

Claimants

- v -

- (1) AUTOLIV AB
- (2) AUTOLIV, INC.
- (3) AUTOLIV JAPAN LTD
- (4) AUTOLIV B.V. & CO. KG
- (5) AIRBAGS INTERNATIONAL LTD
- (6) ZF TRW AUTOMOTIVE HOLDINGS CORP.
- (7) ZF AUTOMOTIVE SAFETY GERMANY GMBH
- (8) ZF AUTOMOTIVE GERMANY GMBH
- (9) TRW SYSTEMS LTD
- (10) ZF AUTOMOTIVE UK LTD
- (11) TOKAI RIKA CO., LTD
- ~~(12) TOYODA GOSEI CO., LTD~~

Defendants

ORDER

UPON application of the Eleventh Defendant (“Tokai Rika”) dated 28 February 2023 for the Claimants’ claim against Tokai Rika to be struck out or for reverse summary judgment (the “Strike-Out Application”)

AND UPON the Tribunal refusing the Strike-Out Application and providing its written reasons in a Ruling dated 19 April 2023 ([CAT 2023] CAT 27)

AND UPON the Claimants and Tokai Rika having reached agreement (subject to the consent of the Tribunal) regarding the costs of the Strike-Out Application

IT IS ORDERED BY CONSENT THAT:

1. Tokai Rika shall pay the Claimants’ costs of, and occasioned by, the Strike-Out Application, agreed at £60,000.
2. Tokai Rika shall make payment of the above agreed sum on or before 10 June 2023.

Justin Turner KC
Chair of the Competition Appeal Tribunal

Made: 18 July 2023
Drawn: 19 July 2023