



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1266/7/7/16

BETWEEN:

WALTER HUGH MERRICKS CBE

Class Representative

- v -

(1) MASTERCARD INCORPORATED
(2) MASTERCARD INTERNATIONAL INCORPORATED
(3) MASTERCARD EUROPE S.P.R.L.

Defendants

ORDER

UPON the Tribunal's Order of 10 February 2023 setting out a timetable for the s32 and s6(4) Hearing (the "**February Order**")

AND UPON the Tribunal's Order of 3 July 2023 amending the February Order (the "**July Order**")

AND UPON the application by the Class Representative by letter dated 11 September 2023 requesting an extension to the deadline by which the Class Representative is to file and serve a Re-Re-Re Amended Reply and consequential timetable amendments (the "Application") and related *inter partes* correspondence

AND UPON reading the letters from the solicitors to the Defendants dated 14 and 20 September 2023 and the letters from the solicitors to the Class Representative dated 14 and 19 September 2023

IT IS ORDERED THAT:

1. Paragraph 14 of the February Order and paragraph 2 of the July Order be varied such that, the Class Representative, if so advised, is to file and serve a Re-Re-Re Amended Reply by **4pm on 6 October 2023**.

2. Paragraph 15 of the February Order and paragraph 3 of the July Order be varied such that the Defendants are to confirm whether they consent to the Re-Re-Re-Amended Reply by **4pm on 13 October 2023**.
3. Paragraph 15(a) of the February Order be varied such that, if the Defendants consent to the Re-Re-Re Amended Reply, if so advised, they shall file and serve an Amended Rejoinder by **4pm on 27 October 2023**.
4. Paragraph 15(c) of the February Order be varied such that, if the Amendment Application is successful, the Defendants shall, if so advised, file and serve the Amended Rejoinder within two weeks of the Amendment Application being granted, but in any event no later than **31 October 2023**.
5. Paragraph 16 of the February Order be varied such that the parties shall file and exchange factual witness evidence by **4pm on 6 November 2023**.
6. Paragraph 17 of the February Order be varied such that the parties shall file and exchange factual witness evidence in reply by **4pm on 22 November 2023**.
7. Paragraph 18 of the February Order be varied such that the Class Representative shall file and serve his skeleton argument by **4pm on 15 December 2023**.
8. Paragraph 19 of the February Order shall be varied such that the Defendants shall file and serve their skeleton argument by **4pm on 22 December 2023**.
9. Liberty to apply.
10. Costs in the case.