



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

Case No: 1425/7/7/21

BETWEEN:

**JUSTIN GUTMANN**

Class Representative

- v -

**(1) GOVIA THAMESLINK RAILWAY LIMITED**

**(2) GOVIA LIMITED**

**(3) THE GO-AHEAD GROUP LIMITED**

**(4) KEOLIS (UK) LIMITED**

Defendants

- and -

**SECRETARY OF STATE FOR TRANSPORT**

Intervener

Case No: 1304/7/7/19

**JUSTIN GUTMANN**

Class Representative

- v -

**(1) FIRST MTR SOUTH WESTERN TRAINS LIMITED**

**(2) STAGECOACH SOUTH WESTERN TRAINS LIMITED**

Defendants

- and -

**SECRETARY OF STATE FOR TRANSPORT**

Intervener

Case No: 1305/7/7/19

**JUSTIN GUTMANN**

Class Representative

- v -

**(1) LONDON & SOUTH EASTERN RAILWAY LIMITED**

**(2) GOVIA LIMITED**

**(3) THE GO-AHEAD GROUP LIMITED**

**(4) KEOLIS (UK) LIMITED**

Defendants

- and -

**SECRETARY OF STATE FOR TRANSPORT**

Intervener

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**CONSENT ORDER (CONFIDENTIALITY RINGS)**

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**UPON** the Order of the Tribunal of 18 April 2019 in Cases 1304 and 1305/7/7/19 (the “**SW/SE Proceedings**”) establishing a confidentiality ring (the “**SW/SE Confidentiality Ring**”)

**AND UPON** the Order of the Tribunal of 18 January 2022 granting a Collective Proceedings Order (“**CPO**”) in the SW/SE Proceedings

**AND UPON** the Order of the Tribunal of 28 November 2022 in Case 1425/7/7/21 (the “**GTR Proceedings**”) establishing a confidentiality ring (the “**GTR Confidentiality Ring**”)

**AND UPON** the Order of the Tribunal of 3 July 2023 granting a CPO in the GTR Proceedings

**AND UPON** the Order of the Chair of 5 April 2023 directing that the SW/SE Proceedings and the GTR Proceedings (together, the “**Proceedings**”) shall be jointly case managed and tried together

**AND UPON** the application by the parties to the Proceedings made on 21 November 2023

**BY CONSENT IT IS ORDERED THAT:**

1. The Class Representative and the Defendants to the GTR Proceedings shall each be considered a “party” for the purpose of the SW/SE Confidentiality Ring which shall apply in respect of the Proceedings from the date of this Order.
2. Each of the persons named in the Schedule to this Order, having given a written undertaking pursuant to the terms of the GTR Confidentiality Ring Order, shall be admitted to the SW/SE Confidentiality Ring. From the date of this Order, their undertakings shall be treated as having been given pursuant to the SW/SE Confidentiality Ring.
3. All information previously disclosed into the GTR Confidentiality Ring shall be deemed disclosed into the SW/SE Confidentiality Ring.
4. The parties to the GTR Proceedings shall not add any more members to nor disclose any more information into the GTR Confidentiality Ring.
5. Costs be reserved.
6. There be liberty to apply.

**The Honourable Mr Justice Roth**  
Chair of the Competition Appeal Tribunal

Made: 22 November 2023  
Drawn: 22 November 2023

**Schedule**  
**Members of the GTR Confidentiality Ring to be transferred to**  
**the SW/SE Confidentiality Ring**

**For the Class Representative:**

***Class Representative***

1. Justin Gutmann

***Solicitors***

2. Rodger Burnett
3. Dorothea Antzoulatos
4. Philippa Beckley
5. Brendan O'Neill
6. Stephen Littleford
7. Joel Mitchell
8. Rebecca Harnby
9. Sofia Vagnone
10. Eleanor Leedham (Powell) (each of Charles Lyndon Limited)
11. Anthony Maton
12. Luke Streatfeild
13. Laura Davidson
14. Charles Laporte-Bisquit
15. Emina Melkic
16. Jeremy Collins
17. Shefali Chander
18. Patrick Kenny
19. Sebastian Ghorbani (each of Hausfeld & Co. LLP)

***Counsel***

20. Philip Moser KC
21. Stefan Kuppen
22. Alexandra Littlewood (each of Monckton Chambers)

***Experts***

23. Derek Holt
24. Ben Forbes
25. Erin Celik
26. Guillaume Aimard (each of AlixPartners UK LLP)

**For the Defendants:**

***Solicitors***

1. Mark Sansom
2. Nicholas Frey
3. Jessica Steele
4. Angus Reston
5. Lydia Ream
6. Amy Sanderson
7. Ellen Mirchandani
8. Xander Friedlaender
9. Alisha Wright
10. Eloise Hood
11. Honor May
12. Lucy Ryde
13. Shinpe Saito (each of Freshfields Bruckhaus Deringer)

***Counsel***

14. Paul Harris KC
15. Anneliese Blackwood
16. Michael Armitage
17. Clíodhna Kelleher (each of Monckton Chambers)

***Experts***

18. Anna den Boer
19. David Jevons
20. Matthew Johnson
21. Kimela Shah
22. Michael Weekes (each of Oxera Consulting LLP)

**For the Proposed Intervener:**

***External Solicitors***

1. Elizabeth Coleman
2. Deborah Polden
3. Anne Harris
4. Agnes Koko
5. Mark Lasok-Smith
6. Ruth Haynes

7. Eleanor Gill (each of Eversheds Sutherland (International) LLP)
8. Tom Cassels
9. James Hennah
10. Charalampos Dimoulis
11. Antonia Adebambo
12. Joseph Magoon
13. Georgie Riley
14. Patrick Griffith
15. Celine Walker (Trainee Solicitor) (each of Linklaters LLP)

***Counsel***

16. Anneli Howard KC
17. Brendan McGurk
18. Khatija Hafesji (each of Monckton Chambers)
19. Nicholas Gibson (of Matrick Chambers)

***Department for Transport Legal Advisers, Government Legal Department***

20. Jessica Walters
21. Conor Cahill
22. Justyna Frankows