



**IN THE COMPETITION APPEAL  
TRIBUNAL**

Case No: 1517/11/7/22 (UM)  
1266/7/7/16  
1441/7/7/22  
1442/7/7/22  
1443/7/7/22  
1444/7/7/22

BETWEEN:

**UMBRELLA INTERCHANGE FEE CLAIMANTS**

- v -

**UMBRELLA INTERCHANGE FEE DEFENDANTS**

(the “Merchant Interchange Fee Umbrella Proceedings”)

AND BETWEEN:

**WALTER HUGH MERRICKS CBE**

Class Representative

(the “Merricks Class Representative”)

- v -

**(1) MASTERCARD INCORPORATED**

**(2) MASTERCARD INTERNATIONAL INCORPORATED**

**(3) MASTERCARD EUROPE S.P.R.L**

The Merricks Defendants

(the “Merricks Collective Proceedings”)

AND BETWEEN:

**COMMERCIAL AND INTERREGIONAL CARD CLAIMS I LIMITED**

Class Representative

(the “CICC I Class Representative”)

- v -

- (1) MASTERCARD INCORPORATED
- (2) MASTERCARD INTERNATIONAL INCORPORATED
- (3) MASTERCARD EUROPE SA (formerly known as MASTERCARD EUROPE SPRL)
- (4) MASTERCARD/EUROPAY UK LIMITED
- (5) MASTERCARD UK MANAGEMENT SERVICES LIMITED
- (6) MASTERCARD EUROPE SERVICES LIMITED

Defendants

(the "CICC Mastercard Defendants")

AND BETWEEN:

**COMMERCIAL AND INTERREGIONAL CARD CLAIMS II LIMITED**

Class Representative

(the "CICC II Class Representative")

- v -

**CICC MASTERCARD DEFENDANTS**

Defendants

AND BETWEEN:

**CICC I CLASS REPRESENTATIVE**

Class Representative

- v -

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

Defendants

(the "CICC Visa Defendants")

AND BETWEEN:

**CICC II CLASS REPRESENTATIVE**

Class Representative

- v -

## CICC VISA DEFENDANTS

Defendants

(collectively, the “CICC Proceedings”)

(together, “the Proceedings”)

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### TRIAL 1 CONFIDENTIALITY RING ORDER

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**UPON** the Order of the President made on 23 December 2022 and drawn on 13 January 2023 setting out directions as to the future conduct of proceedings (“Future Conduct Order”) in the Merchant Umbrella Interchange Fee Proceedings (“Umbrella Proceedings”)

**AND UPON** the Order of the President made on 5 July 2023, providing for a confidentiality ring to deal with confidentiality issues for the purposes of Trial 1 (“Trial 1 Confidentiality Ring”) in the Umbrella Proceedings

**AND UPON** the Order of the President made on 16 November 2023, providing for a confidentiality ring to deal with confidentiality issues relating to documents which contain information confidential to the Payment Systems Regulator for the purposes of the Umbrella proceedings

**AND UPON** the Order of the President made on 28 February 2024, providing for a confidentiality ring to deal with confidentiality issues for the purposes of Trial 2 in the Umbrella Proceedings (“Trial 2 Confidentiality Ring”)

**AND UPON** the Order of the Tribunal made on 5 July 2024 extending the list of individuals to be added as Permitted Persons to the Trial 1 Confidentiality Ring and excepting Trial 1 Restricted Confidential Information provided by the Visa Defendants from access by individuals included as additional Permitted Persons within the Trial 1 Confidentiality Ring

**AND UPON** the Order of the Tribunal dated 14 November 2024 extending the Umbrella Proceedings Order in the Merchant Interchange Fee Proceedings to the CICC Proceedings in relation to Acquirer Pass-On

**AND UPON** the Tribunal's agreement at the case management conference of 22 October 2024, as confirmed in the letter from the Tribunal dated 27 November 2024, that the CICC Class Representatives should be included in the Trial 2 Confidentiality Ring

**AND UPON** the inclusion of documents in the Trial 2 Confidentiality Ring which are also within the Trial 1 Confidentiality Ring and/or which contain Trial 1 Confidentiality Ring designation markings

**AND UPON** considering the letter from Stephenson Harwood dated 4 December 2024 requesting that Trial 1 documents provided by Hillside (Shared Services) Limited, Hillside (Sports) GP Limited, Hillside (International Sports) Limited and Lucky Stream Limited (collectively referred to as 'Bet365') are excepted from access by individuals included as additional Permitted Persons within the Trial 1 Confidentiality Ring

**AND UPON** the letter from Marcus Parker dated 4 December 2024 enclosing an Annex with the names of individuals they are seeking to add as Permitted Persons within the Trial 1 Confidentiality Ring

**IT IS ORDERED THAT:**

1. The individuals named in the Annex filed by Marcus Parker with the Tribunal Registry are to be added as Permitted Persons to the Trial 1 Confidentiality Ring, subject to the formalities in the Trial 1 Confidentiality Ring being met.
2. Trial 1 Restricted Confidential Documents and Trial 1 Confidential Documents provided by Bet365 are excepted from access by individuals to be included as additional Permitted Persons within the Trial 1 Confidentiality Ring.
3. Trial 1 Restricted Confidential Information provided by the Visa Defendants in relation to Issue 3 of the Umbrella Proceedings (as defined in the Order made on 5 July 2024) and in Trial 1 transcripts is excepted from access by individuals included as additional Permitted Persons within the Trial 1 Confidentiality Ring for the CICC Class Representatives.

4. There be liberty to apply.

5. Costs in the case.

**Ben Tidswell**  
Chair of the Competition Appeal Tribunal

Made: 7 December 2024  
Drawn: 9 December 2024