



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

**Case: 1236/5/7/15**

**B E T W E E N:**

**(1) DSG RETAIL LIMITED**  
**(2) DIXONS RETAIL LIMITED**

Claimants

**-v-**

**(1) MASTERCARD INCORPORATED**  
**(2) MASTERCARD INTERNATIONAL INCORPORATED**  
**(3) MASTERCARD EUROPE SPRL**

Defendants

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**ORDER**

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**UPON** reading the claim form and the particulars of claim and documents filed by the Claimants

**AND UPON** noting that the Defendants named in the claim form appear to be domiciled outside the jurisdiction

**AND UPON** hearing counsel for the Claimants

**IT IS ORDERED THAT:**

1. The Claimants shall amend the Claim Form and Particulars of Claim in accordance with the Tribunal's Ruling handed down on 22 April 2015;
2. Permission is given to the Claimants to serve the Claim Form (with Particulars of Claim annexed), as amended pursuant to paragraph 1, out of the jurisdiction

- on the First and Second Defendants (no such permission being required for service on the Third Defendant);
3. Pursuant to Rule 63(3) of the Competition Appeal Tribunal Rules 2003 (“Tribunal Rules”), the Claimants shall serve on each of the Defendants by any method permitted by Part 6 of the Civil Procedure Rules:
    - a. the Amended Claim Form, with Amended Particulars of Claim annexed;
    - b. the Tribunal’s form of acknowledgment of service (to be provided to the Claimants by the Registry);
    - c. a copy of the Tribunal’s Ruling and this Order.
  4. The periods for acknowledging service and filing a defence set out in the Tribunal Rules shall be varied so as to require each Defendant to file with the Registrar and serve on the Claimants the Tribunal’s form of acknowledgment of service within 22 days of receipt of the documents set out in paragraph 3 and, subject to paragraph 6 below, a defence within 14 days thereafter.
  5. A Defendant who sends an acknowledgment of service does not by doing so lose any right it may have to dispute the Tribunal’s jurisdiction.
  6. A Defendant who wishes to dispute the Tribunal’s jurisdiction to hear the claim or argue that the Tribunal should not exercise its jurisdiction shall make an application for a declaration to that effect within 14 days of sending acknowledgment of service to the Registrar.
  7. A Defendant who makes an application pursuant to paragraph 6 does not need to file a defence before its application is determined.
  8. There be liberty to apply.

**The Hon Mr Justice Roth**  
President of the Competition Appeal Tribunal

Made: 22 April 2015  
Drawn: 22 April 2015