



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

Case No: 1291/5/7/18 (T)

BETWEEN:

- (1) RYDER LIMITED**  
**(2) HILL HIRE LIMITED**

Claimants

- and -

- (1) MAN SE**  
**(2) MAN TRUCK & BUS AG**  
**(3) MAN TRUCK & BUS DEUTSCHLAND GMBH**  
**(4) MAN TRUCK AND BUS UK LIMITED**  
**(5) AB VOLVO (PUBL)**  
**(6) VOLVO LASTVAGNAR AB**  
**(7) VOLVO GROUP TRUCKS CENTRAL EUROPE GMBH**  
**(8) VOLVO GROUP UK LIMITED**  
**(9) RENAULT TRUCKS SAS**  
**(10) DAIMLER AG**  
**(11) MERCEDES BENZ CARS UK LIMITED**  
**(12) FIAT CHRYSLER AUTOMOBILES N.V.**  
**(13) CNH INDUSTRIAL N.V.**  
**(14) IVECO S.P.A.**  
**(15) IVECO MAGIRUS AG**  
**(16) IVECO LIMITED**  
**(17) PACCAR INC.**  
**(18) DAF TRUCKS N.V.**  
**(19) DAF TRUCKS DEUTSCHLAND GMBH**  
**(20) DAF TRUCKS LIMITED**

Defendants

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**ORDER**

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UPON the Claimants' Application for specific disclosure dated 12 February 2019 (the "Application")

**AND UPON** hearing Leading Counsel for the Claimants and Leading Counsel and Counsel for the Defendants at a hearing on 11 March 2019

**AND UPON** the Defendants undertaking to provide the Claimants by 4pm on 25 March 2019 with schedules particularising, to the best of their knowledge, for each group of Defendants: (i) the requests for further information issued by both the European Commission relating to its investigation in Case AT/39824 – Trucks and the Office of Fair Trading relating to its civil investigation into a suspected UK cartel between undertakings that manufactured and supplied commercial vehicles and/or commercial vehicle spare parts (case reference: CE/9394-10) and/or its criminal investigation into a potential offence under section 188 of the Enterprise Act 2002 (case reference: CE/9267-10), commenced in September 2010; (ii) the date of any substantive response to each request for information; (iii) whether any request for information and/or substantive response has been disclosed and/or provided for inspection in full and/or in part; and (iv) to the extent that disclosure and/or inspection of any request for further information and/or substantive response has been withheld, the reason for withholding disclosure and/or inspection

**AND UPON** the First to Sixteenth Defendants undertaking to give inspection to the Claimants (if necessary into a confidentiality ring) by 4pm on 11 June 2019 of copies of documents submitted by each group of Defendants to the European Commission and for which inspection has been given to the Claimants, without any of the redactions which were applied by the European Commission and/or any Defendant on the grounds of confidentiality and/or business secrets

**IT IS ORDERED THAT:**

1. The Application be dismissed.
2. The Defendants' costs of and arising from the Application be paid by the Claimants following conclusion of the proceedings in an amount to be summarily assessed, if not agreed, to be determined on the papers:
  - a. the Defendants shall file and serve cost schedules and any submissions by 4pm on 18 March 2019;

- b. the Claimants shall file and serve submissions by 4pm on 25 March 2019;
  - c. the Defendants shall file and serve any submission in reply by 4pm on 1 April 2019.
3. There shall be liberty to apply.

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

Made: 11 March 2019  
Drawn: 3 April 2019