



Claim No. CL-2019-000299

**IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS
OF ENGLAND AND WALES
QUEEN'S BENCH DIVISION
COMMERCIAL COURT**

CL-2019-000299

**Before: The Honourable Mrs Justice Cockerill DBE
Date: 13 June 2021**

BETWEEN:

**(1) EURONET 360 FINANCE LIMITED
(2) EURONET POLSKA SPÓŁKA Z O.O.
(3) EURONET SERVICES SPOL. S.R.O.
(4) EURONET CARD SERVICES S.A.**

Claimants

- and -

**(1) MASTERCARD INCORPORATED
(2) MASTERCARD INTERNATIONAL
(3) MASTERCARD EUROPE S.A.
(together, "Mastercard" or the "Mastercard Defendants")
(4) VISA EUROPE LIMITED
(5) VISA EUROPE SERVICES LLC
(6) VISA INC
(together, "Visa" or the "Visa Defendants")**

Defendants

ORDER

UPON a case management conference taking place on 19 October 2020.

AND UPON the Order of the Honourable Mrs Justice Cockerill dated 20 November 2020 setting out a timetable to trial for the proceedings.

AND UPON the parties agreeing by consent to extend the timetable to trial and the Claimants filing a draft order signed by the parties' respective solicitors on 1 April 2021.

AND UPON the directions from Mr Justice Foxton dated 17 April 2021 extending the deadline for compliance with the dates for disclosure and inspection to a date to be fixed at the hearing of 31 July 2021 where the extensions to the trial timetable can be re-visited.

AND UPON application by the Claimants dated 20 May 2021.

AND UPON the Court considering the application dated 3 February 2021/20 May 2021 on the documents

IT IS HEREBY ORDERED THAT:

Disclosure

1. By no later than **4pm on 30 September 2021**, the parties shall give standard disclosure, excluding Narrative Documents.
2. By no later than **4pm on 7 October 2021**, inspection of the documents disclosed pursuant to paragraph 1 above shall be given in an electronic format and on an electronic medium to be agreed by the parties.

Factual evidence

3. The Claimants shall serve signed statements of witnesses of fact, and hearsay notices where required by CPR r 33.2, on the Defendants by **4pm on 21 March 2022**.
4. The Mastercard Defendants and the Visa Defendants shall each serve signed statements of witnesses of fact, and hearsay notices where required by CPR r 33.2, on the Claimants by **4pm on 18 July 2022**.
5. The Claimants shall serve signed reply statements of witnesses of fact, and hearsay notices where required by CPR r 33.2, on the Defendants by **4pm on 16 September 2022**.

Expert evidence

6. By **4pm on 29 October 2021**, the parties shall:
 - (a) Agree a list of issues, by reference to the List of Issues or otherwise, to be addressed by the Defendants' experts on the ATM industry.

- (b) Agree a list of issues, by reference to the List of Issues or otherwise, to be addressed by the parties' experts on the laws of the Czech Republic, Greece and Poland.
7. The Claimants shall serve signed expert reports on the Defendants by **4pm on 17 November 2022**.
 8. The Mastercard Defendants and the Visa Defendants shall each serve signed expert reports on the Claimants by **4pm on 10 February 2023**.
 9. The Claimants shall serve signed supplemental expert reports on the Defendants by **4pm on 14 April 2023**.
 10. The parties' experts in each discipline shall meet to discuss their respective reports by no later than **12 May 2023** and shall produce a joint statement of matters agreed and not agreed that shall be served by **4pm on 16 June 2023**.

Further CMC

11. There shall be a further case management conference (the "**Second CMC**") on the first available and convenient date following the first date on which all parties have given the inspection described in paragraph 2.

Trial

12. If applicable, following the determination of the Claimants' Transfer Application, the progress monitoring date shall be **19 June 2023**. Each party is to provide a completed progress monitoring information sheet to the Commercial Court Listing Office or if required by the Tribunal the equivalent for the CAT (in either case, with a copy to all other parties) not later than **4pm on 13 June 2023**.
13. The parties shall finalise trial bundles in electronic or hard copy form (or part electronic, part hard copy) in accordance, as appropriate, with

Appendix 7 to the Commercial Court Guide or CAT Guide to Proceedings by not later than **3 July 2023**.

14. A pre-trial review shall be listed for one day on or after **20 July 2023** and not less than two weeks before the commencement of the trial.
15. Within **14 days** of the determination of the Claimants' Transfer Application, the parties shall attend on the Commercial Court Listing Office or CAT Registry, as appropriate, to fix the date for the Second CMC and the trial. The trial should be fixed for dates on which all parties' counsel are available, so far as reasonably practicable, and commence on the first available date on or after **2 October 2023**, with a provisional estimate of **12** weeks.

Extension of time limits

16. The parties may agree to extend any time period in this Order for a period of up to **28 days** in total without reference to the Court, provided that this does not affect the date given for any case management conference or any other hearing. The parties shall notify the Court in writing of the expiry date of any such extension.

Costs

17. Costs in the case.