



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case No:

BETWEEN:

- (1) **CINVEN (LUXCO 1) S.A.R.L (FORMERLY CINVEN (LUXCO 1) S.A.)**
(2) **CINVEN CAPITAL MANAGEMENT (V) GENERAL PARTNER
LIMITED**
(3) **CINVEN PARTNERS LLP**

Applicants

- v -

COMPETITION AND MARKETS AUTHORITY

Respondent

ORDER – EXTENSION OF TIME

UPON the application by the Applicants made on 29 July 2021 for an extension of time to 30 September 2021 and 14 October 2021 to file their appeals against, respectively, the decision of the Respondent of 15 July 2021 regarding the supply of hydrocortisone tablets in the UK (“the Hydrocortisone Decision”) and the decision of the Respondent of 29 July 2021 regarding the supply of liothyronine tablets in the UK (“the Liothyronine Decision”)

AND HAVING REGARD TO rule 9(2) of the Competition Appeal Tribunal Rules 2015 (“rule 9(2)”)

IT IS ORDERED THAT:

The time for the Applicants to file their Notices of Appeal is extended to 30 September 2021 in respect of the Hydrocortisone Decision and to 14 October 2021 in respect of the Liothyronine Decision

REASONS:

1. Both the Hydrocortisone Decision and the Liothyronine Decision are lengthy and complex decisions: c 1200 pages for the Hydrocortisone Decision and c 850 pages for the Liothyronine Decision. The Applicants are addressees of both decisions.
2. The Applicants have used the same solicitor, counsel and economist teams on these two matters for some time (save for a junior economist and junior counsel) and reasonably wish to continue to use the same lawyers and economists for their appeals. The fact that the Applicants are in the situation of preparing appeals against two wholly distinct and heavy decisions given only two weeks apart is exceptional and places them under a significant burden. That is heightened by the fact that the appeal periods span the summer holiday months. Accordingly, I consider that the conditions of rule 9(2) are satisfied.
3. The extensions sought are for a modest period. The infringements found in the Decisions ceased several years ago and the Respondent does not suggest that any prejudice will result from these extensions. Nor will they result in delay to the hearing of the appeals, which will not be heard concurrently.

The Hon Mr Justice Roth
President of the Competition Appeal Tribunal

Made: 3 August 2021
Drawn: 3 August 2021