



IN THE COMPETITION
APPEAL TRIBUNAL

Case Nos: 1306-1325/5/7/19 (T)
1349-1350/5/7/20 (T)
1369/5/7/20 (T)
1373-1374/5/7/20 (T)
1376/5/7/20 (T)
1383-1384/5/7/21 (T)
1385-1400/5/7/21 (T)
1406/5/7/21 (T)

BETWEEN

DUNE GROUP LIMITED & ORS v MASTERCARD INCORPORATED & ORS
DUNE SHOES IRELAND LIMITED & ORS v VISA EUROPE LIMITED & ORS
WESTOVER GROUP LIMITED & ORS v MASTERCARD INCORPORATED & ORS
WESTOVER GROUP LIMITED & ORS v VISA EUROPE LIMITED & ORS
RICHER SOUNDS PLC v MASTERCARD INCORPORATED & ORS
FURNITURE VILLAGE LIMITED v MASTERCARD INCORPORATED & ORS
CAPRICE HOLDINGS LIMITED & ORS v MASTERCARD INCORPORATED & ORS
PENDRAGON PLC & ORS v MASTERCARD INCORPORATED & ORS
ALAN HOWARD (STOCKPORT) LIMITED & ORS v MASTERCARD INCORPORATED
& ORS
ALAN HOWARD (STOCKPORT) LIMITED & ORS v VISA EUROPE LIMITED & ORS
SOHO HOUSE UK LIMITED & ORS v VISA EUROPE LIMITED & ORS
JL AND COMPANY LIMITED & ORS v MASTERCARD INCORPORATED & ORS

ORDER

HAVING REGARD TO the Group classifications as set out in the schedule to this Order

AND HAVING REGARD TO the Order of the Tribunal dated 2 February 2021 in Cases 1306-1325/5/7/19 (T); 1349/5/7/20 (T) and 1350/5/7/20 (T)

AND UPON READING the written submissions in Groups 1 – 3 and 6 in respect of the identification of a manageable number of lead claimants (“the Sample Group”) whose claims will proceed first as sample claims (“the Sampling Exercise”)

AND HAVING REGARD TO the Tribunal’s letter dated 13 December 2021 in relation to the interchange fee proceedings before the Tribunal

IT IS ORDERED THAT:

1. The Tribunal's consideration of the feasibility of conducting the Sampling Exercise is extended across all Groups contained in the schedule to this Order.
2. By 22 December 2021, the written submissions that have been made to the Tribunal regarding the selection of lead claimants, principally in relation to Groups 1 – 3 and 6, shall be provided to the Penningtons Manches Cooper (on behalf of the claimant in Group 4) and Scott+Scott (on behalf of the claimants in the Groups 5 and 7 proceedings.)
3. By 31 January 2022, the claimants in the Groups 4, 5 and 7 proceedings shall file written submissions regarding:
 - a. The appropriate criteria for selection of a manageable sample of claimants;
 - b. The size of the sample; and
 - c. The method of selection of individual claimants according to those criteria.
4. By 18 February 2022, the parties in the Groups 1 – 3 and 6 proceedings shall file any submissions in response to the Groups 4, 5 and 7 claimants' submissions on the Sampling Exercise.
5. A case management conference covering all Groups listed in the schedule to this order be listed for a date in March 2022.
6. There be liberty to apply.

Sir Marcus Smith
President of the Competition Appeal Tribunal

Made: 21 December 2021
Drawn: 21 December 2021

SCHEDULE

Group 1

Case	Case Number
H & H (Retail) Limited & Others v Mastercard Incorporated & Others	1306/5/7/19 (T)
Coral Racing Limited & Others v Mastercard Incorporated & Others	1307/5/7/19 (T)
Motor Fuel Limited & Others v Mastercard Incorporated & Others	1308/5/7/19 (T)
Greene King Brewing and Retailing Limited & Others v Mastercard Incorporated & Others	1309/5/7/19 (T)
Dune Group Limited & Others v Mastercard Incorporated & Others	1310/5/7/19 (T)
Adventure Forest Limited & Others v Mastercard Incorporated & Others	1311/5/7/19 (T)

Group 2

Case	Case Number
Co-operative Group Food Limited & Others v Visa Europe Limited & Others	1312/5/7/19 (T)
Moto Hospitality Limited v Visa Europe Limited & Others	1313/5/7/19 (T)
Traveljigsaw Limited v Visa Europe Limited & Others	1314/5/7/19 (T)
Nando's Chickenland Limited v Visa Europe Limited & Others	1315/5/7/19 (T)
French Connection (London) Limited & Others v Visa Europe Limited & Others	1316/5/7/19 (T)
H & H (Retail) Limited & Others v Visa Europe Limited & Others	1317/5/7/19 (T)
Greene King Brewing and Retailing Limited & Others v Visa Europe Limited & Others	1318/5/7/19 (T)
Hobbs Limited & Another v Visa Europe Limited & Others	1319/5/7/19 (T)
JD Wetherspoon PLC v Visa Europe Limited & Others	1320/5/7/19 (T)
Odeon Cinemas Limited & Others v Visa Europe Limited & Others	1321/5/7/19 (T)
Coral Racing Limited & Others v Visa Europe Limited & Others	1322/5/7/19 (T)
Motor Fuel Limited & Others v Visa Europe Limited & Others	1323/5/7/19 (T)
Dune Shoes Ireland Limited & Others v Visa Europe Limited & Others	1324/5/7/19 (T)
Adventure Forest Limited & Others v Visa Europe Limited & Others	1325/5/7/19 (T)

Group 3

Case	Case Number
Westover Group Limited & Others v Mastercard Incorporated & Others	1349/5/7/20 (T)
Westover Group Limited & Others v Visa Europe Limited & Others	1350/5/7/20 (T)

Group 4

Case	Case Number
Richer Sounds Plc v Mastercard Incorporated and Others	1369/5/7/20 (T)

Group 5

Case	Case Number
Furniture Village Limited v Mastercard Incorporated and Others	1373/5/7/20 (T)
Caprice Holdings Limited and Others v Mastercard Incorporated and Others	1374/5/7/20 (T)
Pendragon PLC and Others v Mastercard Incorporated and Others	1376/5/7/20 (T)
JL and Company Limited & Others v Mastercard Incorporated & Others	1406/5/7/21 (T)

Group 6

Case	Case Number
Alan Howard (Stockport) Limited & Others v Mastercard Incorporated & Others	1383/5/7/21 (T)
Alan Howard (Stockport) Limited & Others v Visa Europe Limited & Others	1384/5/7/21 (T)

Group 7

Case	Case Number
Soho House UK Limited & Others v Visa Europe Limited & Others	1385/5/7/21 (T)
Pendragon PLC & Others v Visa Europe Limited & Others	1386/5/7/21 (T)
Fattal Leonardo Royal Berlin Operation GmbH & Co. KG & Others v Visa Europe Limited & Others	1387/5/7/21 (T)
MY Realisations Limited and FB Realisations 2017 Limited v Visa Europe Limited & Others	1388/5/7/21 (T)
Furniture Village Limited v Visa Europe Limited & Others	1389/5/7/21 (T)
Caprice Holdings Limited & Others v Visa Europe Limited & Others	1390/5/7/21 (T)
GrandVision N.V. & Others v Visa Europe Limited & Others	1391/5/7/21 (T)
Euromaster France & Others v Visa Europe Limited & Others	1392/5/7/21 (T)
Firmdale Hotels plc & Others v Visa Europe Limited & Others	1393/5/7/21 (T)
Globalgrange Ltd & Others v Visa Europe Limited & Others	1394/5/7/21 (T)
Shiva Hotels Heathrow Limited & Others v Visa Europe Limited & Others	1395/5/7/21 (T)
New World Hospitality UK Limited and My Bright Limited v Visa Europe Limited & Others	1396/5/7/21 (T)
Grove F&B Limited & Others v Visa Europe Limited & Others	1397/5/7/21 (T)
Baglioni (UK) Limited v Visa Europe Limited & Others	1398/5/7/21 (T)
Edwardian Ltd & Others v Visa Europe Limited & Others	1399/5/7/21 (T)
Melton House Investments Limited & Others v Visa Europe Limited & Others	1400/5/7/21 (T)