



**IN THE COMPETITION  
APPEAL TRIBUNAL**

**Case: 1147/5/7/09**

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

**(1) MOY PARK LIMITED  
(2) FACCENDA GROUP LIMITED  
(3) GW PADLEY POULTRY LIMITED**

**Claimants**

**-v-**

**(1) EVONIK DEGUSSA GmbH  
(2) DEGUSSA LIMITED**

**Defendants**

---

**ORDER**

---

**UPON** reading the claim form filed by the Claimants in the above proceedings

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

**IT IS ORDERED THAT:**

1. Pursuant to Rule 63(3) of the Competition Appeal Tribunal Rules 2003 (“Tribunal Rules”), the Claimants shall serve the claim form on Evonik Degussa GmbH (“the First Defendant”) by any method permissible by Part 6 of the Civil Procedure Rules (“CPR”) in respect of defendants domiciled outside the jurisdiction.
2. Service of the claim form in accordance with the above paragraph shall also include service of the Tribunal’s form of acknowledgment of service and a copy of this Order on the First Defendant.
3. Where service takes place outside the jurisdiction, the periods for acknowledging service and filing a defence which are set out in Rules 36 and 37 of the Tribunal Rules shall be varied so as to accord with the periods applicable under the CPR and the Claimants shall draw the attention of the First Defendant to that fact.

4. The Claimants shall notify the Tribunal of:
  - (i) the method by which service has been effected on the First Defendant;
  - (ii) the date of deemed service;
  - (iii) the periods for acknowledging service and filing a defence.
5. There shall be liberty to apply.

**The Honourable Mr Justice Barling**  
President of the Competition Appeal Tribunal

Made: 27 January 2010  
Drawn: 27 January 2010