



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case No: 1173/5/7/10

BETWEEN:

**13) DB SCHENKER RAIL (UK) LTD
14) LOADHAUL LIMITED
15) MAINLINE FREIGHT LIMITED
16) RAIL EXPRESS SYSTEMS LIMITED
17) DB SCHENKER RAIL INTERNATIONAL LIMITED
(formerly ENGLISH WELSH & SCOTTISH RAILWAY
INTERNATIONAL LIMITED)**

Claimants

-v-

**2) SCHUNK GMBH
3) SCHUNK KOHLENSTOFFTECHNIK GMBH
4) SGL CARBON SE (formerly SGL CARBON AG)
5) MERSEN SA (formerly LE CARBONE-LORRAINE SA)
6) HOFFMANN & CO ELEKTROKOHLE AG**

Defendants

ORDER OF THE CHAIRMAN

UPON the Tribunal, by its Ruling of 15 August 2013 ([2013] CAT 18), lifting the stay of proceedings in respect of the claims of the 13th-17th Claimants (the “UK Claimants”) against the 2nd-6th Defendants (the “Defendants”) (the “UK Claims”)

AND UPON the Order of 20 January 2014 (drawn 27 January 2014; [2014] CAT 2) giving certain case management directions in respect of the UK Claims

AND UPON a case management conference having been listed for 7 April 2014 (the “7 April CMC”), to consider directions to trial and further disclosure

AND UPON the UK Claimants and the Defendants jointly applying to the Tribunal for the UK Claims to be stayed for a period of three months

IT IS ORDERED THAT:

1. The UK Claims be stayed for a period of three months from the date of this Order.

2. No party may apply to lift the stay ordered by paragraph 1 of this Order earlier than 2 June 2014.
3. The 7 April CMC be vacated and a further case management conference be listed for 4 July 2014 with a time estimate of one day.
4. Subject to paragraph 2 of this Order, there be liberty to apply.

Marcus Smith Q.C.
Chairman of the Competition Appeal Tribunal

Made: 2 April 2014
Drawn: 2 April 2014