



IN THE COMPETITION
APPEAL TRIBUNAL

Case No.: 1264/5/7/15

B E T W E E N:

- (1) TRANSPORT FOR LONDON
- (2) TRANSPORT TRADING LIMITED
- (3) LONDON UNDERGROUND LIMITED
- (4) VICTORIA COACH STATION LIMITED
- (5) DOCKLANDS LIGHT RAILWAY LIMITED
- (6) RAIL FOR LONDON LIMITED
- (7) LONDON TRANSPORT MUSEUM LIMITED
- (8) LONDON TRANSPORT MUSEUM (TRADING) LIMITED
- (9) LONDON BUS SERVICES LIMITED
- (10) LONDON RIVER SERVICES LIMITED
- (11) TRAMTRACK CROYDON LIMITED

Claimants

-v-

- (1) MASTERCARD INCORPORATED
- (2) MASTERCARD INTERNATIONAL INCORPORATED
- (3) MASTERCARD EUROPE SA

Defendants

ORDER

UPON reading the Claimants' application made on 5 September 2016 under rule 31(2) of the Competition Appeal Tribunal Rules 2015 (the "Tribunal Rules") for permission to serve the claim outside the jurisdiction on the First and Second Defendants ("the Application")

IT IS ORDERED THAT:

1. The Claimants be permitted to serve the First and Second Defendants outside the jurisdiction.

2. This order is without prejudice to the rights of the First and Second Defendants to apply pursuant to rule 34 of the Tribunal Rules to dispute the jurisdiction.

REASONS

The Claimants are serving the proceedings on the Third Defendant pursuant to rule 31(1) of the Tribunal Rules. I am satisfied that the First and Second Defendants are necessary and proper parties to the claim being pursued against the Third Defendant, essentially for the reasons set out in paragraph 20 of the Application: (a) the claim is a follow-on claim following the European Commission's decision of 19 December 2007 addressed to all three Defendants; (b) the Claimants allege that all the Defendants are jointly and severally liable for any loss that the Claimants have suffered; (c) it would be burdensome and costly if the Claimants had to bring separate proceedings against the First and Second Defendants in the USA.

The Hon Mr Justice Roth
President of the Competition Appeal Tribunal

Made: 6 September 2016
Drawn: 6 September 2016