



**IN THE COMPETITION**  
**APPEAL TRIBUNAL**

Case No: 1293/5/7/18 (T)

BETWEEN:

**VEOLIA ENVIRONNEMENT S.A. AND OTHERS**

Claimants

- and -

- (1) FIAT CHRYSLER AUTOMOBILES N.V.
- (2) CNH INDUSTRIAL N.V.
- (3) IVECO S.P.A.
- (4) IVECO MAGIRUS AG
- (5) MAN SE
- (6) MAN TRUCK & BUS SE
- (7) MAN TRUCK & BUS DEUTSCHLAND GMBH
- (8) MAN TRUCK AND BUS UK LIMITED
- (9) AKTIEBOLAGET VOLVO (PUBL)
- (10) VOLVO LASTVAGNAR AKTIEBOLAG
- (11) VOLVO GROUP TRUCKS CENTRAL EUROPE GMBH
- (12) RENAULT TRUCKS SAS
- (13) RENAULT TRUCK COMMERCIALS LIMITED
- (14) DAF TRUCKS N.V.
- (15) DAF TRUCKS DEUTSCHLAND GMBH

Defendants

- and -

- (1) PACCAR INC
- (2) SCANIA AKTIEBOLAG (PUBL)
- (3) SCANIA CV AKTIEBOLAG (PUBL)
- (4) SCANIA DEUTSCHLAND GMBH

Third Parties

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**RE-AMENDED CONFIDENTIALITY RING ORDER**

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**UPON** the terms of this Order as set out below having been agreed between the Parties

**AND UPON** each of the persons named in Parts A and B of the Schedule to this Order giving a written undertaking to the Tribunal in the terms of Parts C or D respectively of the Schedule to this Order prior to receiving any Confidential Information (as defined below)

## **IT IS ORDERED BY CONSENT THAT:**

1. This Order replaces the Confidentiality Ring Order dated 12 June 2019 (which replaced the Confidentiality Ring Order dated 18 April 2019, which replaced the Confidentiality Ring Order dated 18 December 2018, which in turn had replaced the Confidentiality Ring Order dated 31 July 2018).
2. Each of the persons named in Parts A and B of the Schedule to this Order having given a written undertaking pursuant to the terms of the Confidentiality Ring Orders dated 31 July 2018, 18 December 2018, 18 April 2019 or 12 June 2019, such undertakings shall continue to apply in respect of this Confidentiality Ring Order, and thereby being designated as an Inner Confidentiality Ring Member and Outer Confidentiality Ring Member respectively.

## **DEFINITIONS**

3. For the purposes of this Order:
  - 3.1. “***Common Disclosure***” means any document which has been identified by a disclosing Party, pursuant to the Directions Order dated 30 March 2020 in these proceedings, as having been disclosed to any Claimant(s) in two or more of the Trucks Proceedings.
  - 3.2. “***Confidential Commission Document***” means any document obtained by or submitted to the European Commission which is part of the European Commission's administrative file relating to its investigation in Case AT.39824 — Trucks, to which the First to Seventh, Ninth to Twelfth and Fourteenth and Fifteenth Defendants were granted access pursuant to the Notice to access to file OJ C 325 of 22 December 2005 (including any part of those documents and any information contained within those documents) which is disclosed by the Defendants in these proceedings, save for those documents stated by certain of the Defendants and Third Parties in their letters/statements of 11 April 2019 to no longer require confidential treatment within a confidentiality ring.
  - 3.3. “***Confidential Information***” means Inner Confidentiality Ring Information and/or Outer Confidentiality Ring Information.

3.4. “**Decision**” means the Redacted Confidential Commission Decision as defined in paragraph 11(a) of the Directions Order made by Mrs Justice Rose on 18 December 2017 in Claim No. HC-2016-003422.

3.5. “**Economic Expert**” means an expert from an independent economic consultancy instructed in these proceedings and/or the Trucks Proceedings, and/or any member of the support team within the expert’s consultancy, who is also an Inner Confidentiality Ring Member.

3.6. “**Daimler**” means Daimler AG.

3.7. “**Inner Confidentiality Ring Information**” means:

(a) documents or information provided by a Party or Parties or Daimler (the “**disclosing Party**”) in these proceedings, including any part of those documents and any information contained within those documents which:

- i. the disclosing Party has designated as Inner Confidentiality Ring Information in accordance with paragraph 8 or paragraph 10 of this Order; or
- ii are designated as Inner Confidentiality Ring Information by the Tribunal; and

(b) documents such as:

- i. working documents created by the receiving Party or its advisers or experts;
- ii. inter-partes correspondence;
- iii. documents filed at the Tribunal, such as pleadings, witness evidence, expert reports, skeleton arguments, applications and draft orders; and
- iv. transcripts prepared by a third party service provider,

which contain or refer to the content of the documents/information provided under (a).

For the avoidance of doubt, redacted versions of the documents described at (b) above are not Inner Confidentiality Ring Information if they have been redacted so that they no longer contain or refer to the content of the documents/information provided under (a).

- 3.8. ***“Inner Confidentiality Ring Members”*** are:
- (a) those persons listed in Part A of the Schedule to this Order, as amended from time to time in accordance with the provisions of paragraph 7 below or an order of the Tribunal, who have given a signed undertaking in the terms of Part C of the Schedule to this Order or Part C of the Schedule to the Confidentiality Ring Orders dated 31 July 2018, 18 December 2018, 18 April 2019 or 12 June 2019 in these proceedings (as appropriate) and that signed undertaking has been provided to the Tribunal and (in the case of those persons who are added as Inner Confidentiality Ring Members in accordance with the provisions of paragraph 7 below) where the Proposing Party has complied with paragraph 7.3(b);
  - (b) necessary secretarial and other support personnel (not including trainee solicitors or paralegals) under the supervision of those persons identified in (a) above, provided that such personnel have been informed of the confidential nature of the Confidential Information and the terms of Part C of the Schedule to this Order; and
  - (c) any external eDisclosure or litigation support provider engaged by one of the Parties or Daimler in connection with these proceedings to provide eDisclosure or similar services in support of those persons identified in (a) above, who may have access to Inner Confidentiality Ring Information as a necessary consequence of the provision of their services and whose identity is notified in writing to the other Parties and Daimler, provided that such provider has been informed of the confidential nature of the Confidential Information and the terms of Part C of the Schedule to this Order.
- 3.9. ***“Other Claimant”*** means any claimant in any of the Trucks Proceedings.
- 3.10. ***“Non Defendant Addressees”*** means any addressees of the Decision which are not parties to these proceedings.
- 3.11. ***“Outer Confidentiality Ring Information”*** means:
- (a) documents or information provided by a Party or Parties or Daimler (the ***“disclosing Party”***) in these proceedings, including any part of those documents and any information contained within those documents which:

- i. the disclosing Party has designated as Outer Confidentiality Ring Information in accordance with paragraph 8 or paragraph 10 of this Order; or
  - ii. are designated as Outer Confidentiality Ring Information by the Tribunal; and
- (b) documents such as:
- i. working documents created by the receiving Party or its advisers or experts;
  - ii. inter-partes correspondence;
  - iii. documents filed at the Tribunal, such as pleadings, witness evidence, expert reports, skeleton arguments, applications and draft orders; and
  - iv. transcripts prepared by a third party service provider,

which contain or refer to the content of the documents/information provided under (a).

For the avoidance of doubt, redacted versions of the documents described at (b) above are not Outer Confidentiality Ring Information if they have been redacted so that they no longer contain or refer to the content of the documents/information provided under (a).

3.12. ***“Outer Confidentiality Ring Members”*** are:

- (a) Inner Confidentiality Ring Members; and
- (b) those persons listed in Part B of the Schedule to this Order, as amended from time to time in accordance with the provisions of paragraph 7 below or an order of the Tribunal, who have given a signed undertaking in the terms of Part D of the Schedule to this Order or Part D of the Schedule to the Confidentiality Ring Orders dated 31 July 2018, 18 December 2018, 18 April 2019 or 12 June 2019 in these Proceedings (as appropriate), and that signed undertaking has been provided to the Tribunal and (in the case of those persons who are added as Outer Confidentiality Ring Members in accordance with the provisions of paragraph 7 below) where the Proposing Party has complied with paragraph 7.3(b);
- (c) necessary secretarial and other support personnel (not including trainee solicitors or paralegals) under the supervision of those persons identified in (b) above, provided that

such personnel have been informed of the confidential nature of the Confidential Information and the terms of Part D of the Schedule to this Order; and

- (d) any external eDisclosure or litigation support provider engaged by one of the Parties or Daimler in connection with these proceedings to provide eDisclosure or similar services in support of those persons identified in (b) above, who may have access to Outer Confidentiality Ring Information as a necessary consequence of the provision of their services and whose identity is notified in writing to the other Parties and Daimler, provided that such provider has been informed of the confidential nature of the Confidential Information and the terms of Part D of the Schedule to this Order.

3.13. “**Party**” or “**Parties**” means a party to these proceedings, including (for the avoidance of doubt) any Part 20 Defendants.

3.14. “**Scania**” means Scania Aktiebolag, Scania CV Aktiebolag and Scania Deutschland GmbH.

3.15. “**these proceedings**” means the claims filed in the Chancery Division of the High Court of Justice on 5 July 2017 and on 20 December 2017 by the Claimants against the Defendants under Claim Number HC-2017-001941 and Claim Number CP-2017-000023 respectively, and transferred to the Competition Appeal Tribunal by the Order of Mr Justice Roth dated 26 July 2018 under CAT Case No. 1293/5/7/18 (T).

3.16. “**Trucks Proceedings**” means claims CAT Case 1292/5/7/18 (T) (Suez); CAT Case 1294/5/7/18 (T) (Wolseley); CAT Case 1284/5/7/18 (T) (Royal Mail); CAT Case 1290/5/7/18 (T) (BT); CAT Case 1295/5/7/18(T) (Dawsongroup); and/or CAT Case 1291/5/7/18 (T) (Ryder).

#### **INNER CONFIDENTIALITY RING INFORMATION**

4. Inner Confidentiality Ring Information provided in the context of these proceedings is to be provided or made available solely to the Inner Confidentiality Ring Members, to be held by them on the terms set out in Part C of the Schedule to this Order, subject to the following paragraphs of this Order.

## **OUTER CONFIDENTIALITY RING INFORMATION**

5. Outer Confidentiality Ring Information provided in the context of these proceedings is to be provided or made available only to Outer Confidentiality Ring Members, to be held by them on the terms as set out in:
  - 5.1. if the individual is also an Inner Confidentiality Ring Member, Part C of the Schedule to this Order, subject to the following paragraphs of this Order;
  - 5.2. if the individual is not also an Inner Confidentiality Ring Member, Part D of the Schedule to this Order, subject to the following paragraphs of this Order.

## **SCOPE OF THE ORDER**

6. For the avoidance of doubt, nothing in this Order or in its Schedule applies to documents and/or information received by a Party other than via these proceedings under the terms of this Order.
- 6.A Any Inner Confidentiality Ring Member or Outer Confidentiality Ring Member may discuss any Confidential Commission Document (which for the avoidance of doubt includes documents of the nature described at 3.7(b) and 3.11(b) above) with individuals having the same confidentiality status in the Trucks Proceedings, meaning an 'Inner Confidentiality Ring Member' or 'Outer Confidentiality Ring Member' (as applicable), as defined in the relevant confidentiality ring orders made in the Trucks Proceedings, provided the document(s) in question have also been disclosed in those proceedings. For the avoidance of doubt, in the case of documents of the nature described at 3.7(b) and 3.11(b):
  - a) any parts of such documents that contain or refer to the content of Confidential Commission Documents that have not been disclosed in one or more of the Trucks Proceedings may not be discussed with Inner or Outer Confidentiality Ring Members in those proceedings; and
  - b) any parts of such documents that contain or refer to the content of any Confidential Information that is not a Confidential Commission Document, may not be discussed with any Inner or Outer Confidentiality Ring Members in any other proceedings.

- 6.B The Claimants' Economic Expert may discuss any Confidential Information disclosed in these proceedings with the Economic Expert(s) of any Other Claimant provided that the Confidential Information in question is Common Disclosure as between the Claimants and the Other Claimant(s). For the avoidance of doubt, in the case of documents of the nature described at 3.7(b) and 3.11(b), any parts of such documents that contain or refer to the content of Confidential Information that is not Common Disclosure cannot be discussed between the Claimants' Economic Experts.

#### **ADDITIONS TO THE INNER OR OUTER CONFIDENTIALITY RING**

7. If a Party or Daimler (the "***Proposing Party***") wishes to add an additional person as an Inner Confidentiality Ring Member or as an Outer Confidentiality Ring Member (which shall include, but shall not be limited to, any additional expert witness):
- 7.1. it shall notify and request the express written consent of the other Parties and the Non Defendant Addressees (each a "***Receiving Party***" and together, the "***Receiving Parties***"), and when requesting such written consent specify the name and role of the proposed additional person and provide an explanation of why the addition is reasonable and necessary;
- 7.2. following receipt of a notice pursuant to paragraph 7.1 above, a Receiving Party shall not unreasonably withhold or delay their consent and if any Receiving Party objects to the proposed addition to the Inner Confidentiality Ring or the Outer Confidentiality Ring, they shall notify the Proposing Party in writing within 7 days that they so object;
- 7.3. if express consent is given by the Receiving Parties, or the Receiving Parties (or any of them) fail to give express consent and fail to give written notice of objection within the 7 day period specified in paragraph 7.2 above:
- (a) the additional person will be required to give the written undertaking to the Tribunal in the terms of Part C or D (as appropriate) of the Schedule to this Order; and
- (b) the Proposing Party concerned will provide the written undertaking referred to in paragraph 7.3(a) above and an amended version of Part A or B (as appropriate) of the Schedule to this Order to the Tribunal and the other Parties and Non Defendant Addressees;

- 7.4. if any objection referred to in paragraph 7.2 above is received, the Proposing Party may apply to the Tribunal and give notice of such application to the Receiving Parties.
- 7.5. If a Party or Daimler wishes to remove a person as an Inner Confidentiality Ring Member or an Outer Confidentiality Ring Member, that Party or Daimler will notify the other Parties and Non Defendant Addressees and provide an amended version of Part A or B (as appropriate) of the Schedule to this Order to the Tribunal and the other Parties and Non Defendant Addressees . The Party or Daimler will also comply with paragraph 11.

**DESIGNATION OF DOCUMENTS/INFORMATION OTHER THAN CONFIDENTIAL COMMISSION DOCUMENTS AND DECISION**

8. Paragraphs 8.1 to and including 8.5 do not apply to Confidential Commission Documents or the Decision:
- 8.1. A Party or Daimler providing a document/information in connection with these proceedings may designate that the document/information is: (i) Inner Confidentiality Ring Information; (ii) Outer Confidentiality Ring Information; or (iii) not confidential.
- 8.2. Designation of a document/information as Inner Confidentiality Ring Information or Outer Confidentiality Ring Information must be made in writing to the Parties and Daimler receiving the document/information.
- 8.3. A designation of not confidential means that the document/information is not Confidential Information.
- 8.4. Failure to provide a designation for a document/information at the time the document/information is provided shall be deemed to be a designation that the document/information in question is not confidential.
- 8.5. A Party or Daimler receiving documents/information in these proceedings (the “*requesting Party*”) may request that the disclosing Party amend the designation of a document/information that it has provided (including amendment to a designation of not confidential):

- (a) that requesting Party must provide a written request to the disclosing Party (copied to the other Parties and Daimler) specifying the following:
  - i. the relevant Confidential Information;
  - ii. the designation the requesting Party believes is appropriate; and
  - iii. why it is reasonable and necessary for the designation of the Confidential Information to be amended;
- (b) the disclosing Party may consent in writing to amend the designation of Confidential Information, with such consent not to be unreasonably withheld and, in any event, a response should be provided within 14 days of having initially received the written request referred to at paragraph (a) above; and
- (c) should the consent referred to in paragraph (b) above not be obtained, the requesting Party may apply to the Tribunal for an order that the Confidential Information should be designated as either: (i) Inner Confidentiality Ring Information (ii) Outer Confidentiality Ring Information; or (iii) not confidential (as the requesting Party deems appropriate), provided that notice is given of that application to the other Parties and Daimler.

**PROPOSED PROVISION OF CONFIDENTIAL INFORMATION TO PERSONS OUTSIDE THE RINGS**

- 9. For the avoidance of doubt, nothing in this Order prevents a Party or Daimler, its advisors or experts from sharing Confidential Information provided by that Party or Daimler in these proceedings.
- 9.1. Nothing in this Order shall prevent:
  - (a) any Inner Confidentiality Ring Member from discussing Confidential Information with other inner confidentiality ring members in claims which the Tribunal has ordered are to be heard together with these proceedings;
  - (b) any Outer Confidentiality Ring Member from discussing Outer Confidentiality Ring Information with other inner confidentiality ring members and outer confidentiality ring

members in claims which the Tribunal has ordered are to be heard together with these proceedings.

9.2. A Party or Daimler that receives Confidential Information in these proceedings may request that:

- (a) certain Confidential Information is to be provided or made available to one or more persons who are neither Inner Confidentiality Ring Members nor Outer Confidentiality Ring Members; and/or
- (b) certain Inner Confidentiality Ring Information is to be provided or made available to one or more Outer Confidentiality Ring Members.

9.3. If a Party or Daimler wishes such Confidential Information to be provided or made available to such persons:

- (a) it shall notify and request the express written consent of the other Parties and (in the case of a Confidential Commission Document) the Non Defendant Addressees, and when requesting such written consent specify the name and role of the proposed person(s), the specific Confidential Information that is to be provided or made available to such person(s) (by reference to the relevant documents) and provide an explanation of why it is reasonable and necessary for the Confidential Information to be provided or made available to such person(s);
- (b) following receipt of a notice pursuant to paragraph 9.3(a) above, a recipient of any such notice shall not unreasonably withhold or delay their consent and if any such recipient objects to Confidential Information being provided or made available to the proposed person, they shall notify the requesting Party in writing within 14 days that they so object;
- (c) if express consent is given by the recipient(s) of any notice under paragraph 9.3(a) or the recipient(s) (or any of them) fail to give express consent and fail to give written notice of objection within the 14 day period specified in paragraph 9.3(b) above:
  - i. the additional person will be required to give the written undertaking to the Tribunal in the terms of Part C or D (as appropriate) of the Schedule to this

Order, as amended to list the specific documents that are to be provided or made available to them; and

- ii. the Party concerned or Daimler will provide the written undertaking referred to in paragraph 9.3(c)(i) above to the Tribunal, other Parties and Non Defendant Addressees;

9.4. if any objection referred to in paragraph 9.3 above is received, the requesting Party may apply to the Tribunal and give notice of such application to the other Parties and the Non Defendant Addressees.

### **DESIGNATION OF CONFIDENTIAL COMMISSION DOCUMENTS**

10. Subject to paragraphs 10.1 to 10.5 below, all Confidential Commission Documents disclosed in these proceedings shall be deemed to be designated as Outer Confidentiality Ring Information from 4pm on the date at the end of the period provided for in paragraph 10.2 below and until such time shall be designated as Inner Confidentiality Ring Information.

10.1. The Defendants, Non Defendant Addressees and/or Scania may request that a Confidential Commission Document be designated as Inner Confidentiality Ring Information as follows:

10.2. By — :

- (i) for Confidential Commission Documents already disclosed pursuant to the disclosure order dated 31 July 2018 made in the proceedings — 4pm on 21 December 2018; and

- (ii) for all other Confidential Commission Documents — 4pm 28 days from the date of disclosure by list identifying the Confidential Commission Documents to the Claimants, Defendants, Non Defendant Addressees and Scania, the Defendant(s), Non Defendant Addressee(s) and/or Scania must provide a written request to the other Parties specifying the following:

- (a) the relevant Confidential Commission Document;

- (b) why it is reasonable and necessary for the Confidential Commission Document to be designated as Inner Confidentiality Ring Information.
- 10.3. The recipient of any such request may consent in writing to the requested designation of the relevant Confidential Commission Document; with such consent not to be unreasonably withheld and, in any event, a response should be provided within 28 days of having initially received the written request referred to at paragraph 10.2 above. In the event that no response is provided by any of the other Parties within 28 days, the relevant Confidential Commission Document shall be designated as Inner Confidentiality Ring Information. The Claimants will, however, remain able to seek designation of any Confidential Commission Document as Outer Confidentiality Ring Information (or as not confidential) at any time pursuant to paragraph 10.6 below.
- 10.4. Should the consent referred to in paragraph 10.3 above not be obtained, the Defendant(s), Non Defendant Addressees and/or Scania may within 21 days of being notified of consent not being provided apply to the Tribunal for an order that the Confidential Commission Document should be designated as Inner Confidentiality Ring Information, provided that notice of that application is given to the other Parties.
- 10.5. Pending the outcome of this process in relation to requests made pursuant to paragraphs 10.1 to 10.4 above, the Claimants shall treat the relevant Confidential Commission Document as Inner Confidentiality Ring Information.
- 10.6. The Claimants may request that the designation of a Confidential Commission Document be amended from Inner Confidentiality Ring Information to Outer Confidentiality Ring Information, or from Outer Confidentiality Ring Information to not confidential as follows:
- (a) the Claimants must provide a written request to the Defendants, the Non Defendant Addressees and Scania specifying the following:
    - i. the relevant Confidential Commission Document;
    - ii. why it is reasonable and necessary for the designation of the Confidential Commission Document to be amended;

- (b) after receipt of a request under paragraph 10.6(a) above, the Defendants, the Non Defendant Addressees and/or Scania may consent in writing to amend the designation of the Confidential Commission Document, with such consent not to be unreasonably withheld and, in any event, a response should be provided within 28 days of having initially received the written request referred to at paragraph (a) above;
  - (c) in the event that any of the Defendants, Non Defendant Addressees and/or Scania do not respond to the written request referred to at paragraph (a) above within 28 days of the request being sent, the relevant Defendant, Non Defendant Addressees or Scania shall be deemed to consent to the amendment to the designation of the relevant Confidential Commission Document sought by the Claimants; and
  - (d) should the consent referred to in paragraph 10.6(b) above not be obtained, the Claimants may apply to the Tribunal for an order that the relevant Confidential Commission Document should be designated as Outer Confidentiality Ring Information or not confidential, provided that notice is given of that application to the other Parties, Non Defendant Addressees, and Scania.
- 10.7. The Defendants shall indicate in writing that they are disclosing Confidential Commission Documents. Failure to comply with this paragraph does not alter the deemed designation of Confidential Commission Documents in accordance with this paragraph 10.

#### **DESIGNATION OF DECISION**

- 10.8. The Decision shall be deemed to be designated Outer Confidentiality Ring Information.

#### **COPIES OF CONFIDENTIAL INFORMATION**

11. Subject to the exceptions in paragraph 11.1 below, copies of Confidential Information provided pursuant to this Order (in both hard and soft copy) must be destroyed or made inaccessible at the conclusion of these proceedings, or when an individual ceases to be involved in these proceedings. Each Party or Daimler shall notify the other Parties and/or the Non Defendant Addressees that the Confidential Information has been destroyed or made inaccessible (as appropriate).
- 11.1. The obligation in paragraph 11 above, is subject to the following exceptions:

- (a) Paragraph 11 does not apply to solicitors' or counsel's notes.
- (b) Paragraph 11.1 does not create an obligation to search for transitory or deeply stored soft copies of Confidential Information which may exist on the computer system of the receiving Party and which cannot be recovered without special measures, provided that such documents and/or information will be promptly deleted in the event of the restoration of such copies.
- (c) Paragraph 11 does not apply to Parties' or Daimler's copies of pleadings, evidence, skeleton arguments, transcripts, applications, draft orders, correspondence referred to at trial or in a hearing or submitted in the proceedings, as well as lawyer work product referring to Confidential Information, subject to continued compliance with the terms of this Order in respect of the Confidential Information contained within such documents.
- (d) Paragraph 11 does not apply to a Party or Daimler in respect of the Confidential Information it provided.

#### **UNAUTHORISED DISCLOSURE OF CONFIDENTIAL INFORMATION**

- 12. In the event of any disclosure of Confidential Information other than in a manner authorised by this Order, including any unintentional or inadvertent disclosure, lawyers for the improperly disclosing Party shall immediately notify the improper recipient(s) and the lawyers for the Party or Parties or Daimler who provided the Confidential Information in these proceedings, and (in the case of a Confidential Commission Document) the Non Defendant Addressees, of all the pertinent facts, and the improperly disclosing Party shall use its best endeavours to further prevent unauthorised disclosure including retrieving all copies of the Confidential Information from the improper recipient(s) thereof and securing the agreement of such recipient(s) not to further disseminate the Confidential Information in any form.

#### **DISCLOSURE PURSUANT TO COURT ORDER**

- 13. If at any time any Confidential Information is made the subject of a court disclosure or discovery order (or similar) anywhere in the world, the person upon whom the order is served shall immediately give written notice to the legal representatives of the Party or

Parties or Daimler which produced the Confidential Information, together with (in the case of the Decision or a Confidential Commission Document) the Non Defendant Addressees. If the Party or Daimler which provided the Confidential Information in these proceedings (or the relevant Non Defendant Addressee(s) in the case of a Confidential Commission Document) does not take steps to prevent the further disclosure of such Confidential Information within ten days of the date on which such written notice was given, the Party or Daimler against whom the order was made may produce such Confidential Information but shall take all reasonable measures to have the Confidential Information treated in accordance with the terms of this Order. For the avoidance of doubt, this paragraph only applies to a Party or Daimler who is the recipient of Confidential Information provided in these proceedings and does not apply to the Party or Daimler which provides the Confidential Information in these proceedings.

#### **ENFORCEMENT OF THE ORDER, LIBERTY TO APPLY AND COSTS**

14. In the event of any anticipated or actual breach of this Order, any Party, and any of the Non Defendant Addressees may seek to enforce the terms of this Order.
15. There shall be liberty to apply, which shall be on notice to the other Parties and the Non Defendant Addressees.
16. The costs of compliance with and of drafting this Order shall be costs in the case.

#### **NOTICES**

17. Any notice, consent or objection to be given under or in connection with this Order (each a “*Notice*” for the purposes of this paragraph) shall be in writing.
  - 17.1. Service of a Notice must be effected by email and, in the case of Notice to the Fourteenth and Fifteenth Defendants and First Part 20 Defendants (the “*DAF Parties*”), with a hard copy to follow by post to Travers Smith LLP, 10 Snow Hill, London EC1A 2AL (Ref. CFE).
  - 17.2. Notices shall be addressed as follows:
    - (a) Notices for the Claimants shall be marked for the attention of:

Email address: [hausfeldtrucksuk@hausfeld.com](mailto:hausfeldtrucksuk@hausfeld.com)

Reference: SC/AMM/L0201.0006

- (b) Notices for the First to Fourth Defendants (the “*Iveco Parties*”) shall be marked for the attention of:

Iveco

Email address: [IvecoUKConfidentialityNotification@hsf.com](mailto:IvecoUKConfidentialityNotification@hsf.com)

Reference: 30991611/4168/9100/11090

- (c) Notices for the DAF Parties shall be marked for the attention of:

DAF

Email address: [DafTrucksconfidentiality@traverssmith.com](mailto:DafTrucksconfidentiality@traverssmith.com)

Reference: CFE/JEM/CKA

- (d) Notices for the Fifth to Eighth Defendants (the “*MAN Parties*”) shall be marked for the attention of:

MAN

Email address: [SM MANTrucksConfidentiality@SlaughterandMay.com](mailto:SM MANTrucksConfidentiality@SlaughterandMay.com)

Reference: DMT/HEW/TAZC

- (e) Notices for the Ninth to Thirteenth Defendants (the “*Volvo/Renault Parties*”) shall be marked for the attention of:

Volvo/Renault Trucks

Email address: [\\$VRT\\_Trucks\\_UK\\_Confidentiality@freshfields.com](mailto:$VRT_Trucks_UK_Confidentiality@freshfields.com)

Reference: 168213-0001 BCT/NJF

- (f) Notices for the Third to Fifth Part 20 Defendants (the “*Scania Parties*”) shall be marked for the attention of:

Scania

Email addresses: [ScaniaTrucksUK@AllenOvery.com](mailto:ScaniaTrucksUK@AllenOvery.com)  
[Robin.Marshall@AllenOvery.com](mailto:Robin.Marshall@AllenOvery.com)  
[Russell.Butland@AllenOvery.com](mailto:Russell.Butland@AllenOvery.com)  
[Jonathan.Hitchin@AllenOvery.com](mailto:Jonathan.Hitchin@AllenOvery.com)  
[Rachel.Penfold@AllenOvery.com](mailto:Rachel.Penfold@AllenOvery.com)  
[Lauren.Rasking@AllenOvery.com](mailto:Lauren.Rasking@AllenOvery.com)

Reference: JDJH/ROOM/0032310-0000056

(g) Notices for the Non Defendant Addressee shall be sent to:

Daimler

Email address: [QENeroConfidentiality@quinnemanuel.com](mailto:QENeroConfidentiality@quinnemanuel.com)

Reference: 006787-00001A/BB/NC/LA

**The Hon Mr Justice Roth**  
President of the Competition Appeal Tribunal

Made: 30 March 2020  
Drawn: 31 March 2020

This part contains the names of Inner Confidentiality Ring members:

## PART A

<i>Claimants</i>
Scott Campbell
Anna Morfey
<del>Aoife Keane</del> (Removed 15 October 2019)
William Towell (added 19 September 2018)
Amandine Gueret
<del>James Groves</del> (Removed 31 May 2019)
<del>Julien Michel</del> (added 14 August 2018) (Removed 15 October 2019)
<del>Benjamin Smith</del> (added 28 September 2018) (Removed 31 May 2019)
<del>Samson Yap</del> (Removed 15 October 2019)
Andrew Pickard
Samantha Derksen (added 10 October 2018)
Antoine Riquier (added 10 October 2018)
Claus Wenzler (added 25 October 2018)
Ginevra Bicciole (added 25 October 2018)
Agnieszka Zalewska (added 1 November 2018)
<del>Georgia Lydia Rachianioti</del> (added 1 November 2018) (Removed 31 May 2019)
Andrew Bullion (added 8 January 2019)
Antonio Delussu (added 8 January 2019)
Tom Bolster (added 11 January 2019)
Julia Von Eitzen Peretz (added 8 February 2019)
<del>Olivier Salas</del> (added 8 February 2019) (Removed 3 March 2020)
<del>Rachael Wake</del> (added 8 February 2019) (Removed 31 May 2019)
<del>Dumani Headley</del> (added 23 April 2019) (Removed 15 October 2019)
Jamie Nicolaidis (added 15 October 2019)
Alexandre Predal (added 25 October 2019)
Amarachukwu Ndukwe (added 2 December 2019)
<del>Laura Davidson</del> (added 3 January 2020) (Removed 3 March 2020)
Dexter Stevens (added 3 March 2020)

*Hausfeld & Co LLP*

Marie Demetriou QC

Christopher Brown

Tristan Jones

Tim Johnston (added 10 October 2018)

Warren Fitt (added 8 January 2019)

Thomas van der Klugt (added 20 February 2019)

Roisin Swords-Kieley (added 4 November 2019)

Thomas James Foxton (added 5 February 2020)

*Claimants' Counsel*

Saveria de Falco (added 2 October 2018)

Tinuola Modupe Taiwo (added 2 October 2018)

Dilsu Ekin Undar (added 2 October 2018)

Anna Beth Martin (added 2 October 2018)

Farheen Chaudhry (added 2 October 2018)

Lorena Guzman Munoz (added 2 October 2018)

Roxana-Florina Popa (added 2 October 2018)

Stephen Rhys Davies (added 2 October 2018)

Tanyasiri Stell (added 2 October 2018)

Marco Grisafi (added 2 October 2018)

Elfedina Kreutner (added 10 October 2018)

Helene Pavlovic (added 10 October 2018)

Nadia Galinier (added 10 October 2018)

Shewan Mohammad (added 10 October 2018)

Maria Lopez Amago (added 10 October 2018)

Barbara Ariadna Garcia Gil (added 10 October 2018)

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Andreas Jansen (added 11 October 2018)

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Per David Allan Jackson (added 8 November 2018)

*Contractors – External reviewers*

Nils von Hinten-Reed (added 17 October 2018)

Frederick Wandschneider (added 17 October 2018)

Fabian Rinnen (added 17 October 2018)  
Juliane Bayer (added 17 October 2018)  
Elisa Flecken (added 8 February 2019)  
Sarah Losch (added 15 October 2019)  
Mark Conaty (added 15 October 2019)  
*Expert Economists – CEG Europe Limited*

***The Iveco Parties***

Kim Dietzel  
Gregg Rowan  
Grace Aylward  
Daniel Woods  
Christon Shenolikar  
James White  
Stephen Thomson  
~~Michael Barron~~ (removed 2 April 2019)  
~~Peter Brennan~~ (added 12 October 2018) (removed 1 May 2019)  
~~Peter Cunningham~~ (added 12 October 2018) (removed 1 May 2019)  
Antony Ganev (added 12 October 2018)  
~~Samuel Hall~~ (added 12 October 2018) (removed 14 March 2019)  
~~Sophie Jones~~ (added 12 October 2018) (removed 14 March 2019)  
Gerarda Morton (added 12 October 2018)  
Catherine Muir (added 12 October 2018)  
~~Christopher Madden~~ (added 12 October 2018) (removed 14 March 2019)  
~~Georgia Nickson~~ (added 12 October 2018) (removed 14 March 2019)  
~~Alexandra Witzel~~ (added 12 October 2018) (removed 1 May 2019)  
John Cagan (added 22 October 2018)  
~~Johnathan Trent~~ (added 22 October 2018) (removed 14 March 2019)  
~~Richard Agyekum~~ (added 22 October 2018) (removed 1 May 2019)  
Nikita Dave (added 7 November 2018)  
Anne Eckenroth (added 7 November 2018)  
James Farrell (added 14 November 2018)  
Francesca Ruddy (added 14 November 2018)  
Antonia Brindle (added 13 December 2018)

Jane Johnston (added 13 December 2018)

~~Claire Stirrup (added 8 January 2019)~~ (removed 14 March 2019)

Daniel May (added 8 January 2019)

~~Afreen Akhtar (added 22 January 2019)~~ (removed 14 March 2019)

Mairead Connolly (added 13 February 2019)

Shannon Roddy (added 13 February 2019)

Graeme Robertson (added 25 February 2019)

Natalia Rodriguez (added 25 February 2019)

Olivia Walton (added 25 February 2019)

~~Katie Collins (added 25 February 2019)~~ (removed 04 September 2019)

~~Joe Moorcroft Moran (added 25 February 2019)~~ (removed 04 September 2019)

~~Carlos Arrebola (added 25 February 2019)~~ (removed 04 September 2019)

Ryan Toner (added 25 February 2019)

Helen Bignall, Senior Associate (added 14 March 2019)

Naomi Reid (née Probert), Associate (added 14 March 2019)

~~Wilkie Hollens, Trainee Solicitor (added 14 March 2019)~~ (removed 15 October 2019)

~~Cassie Ayre, Trainee Solicitor (added 14 March 2019)~~ (removed 04 September 2019)

Chetna Reddy, Trainee Solicitor (added 14 March 2019)

Rebekah Dixon (added 2 April 2019)

Alfredo De Stefano (added 5 April 2019)

Saima Zafar (added 1 May 2019)

Andrew Hillan (added 5 June 2019)

Ramyaa Veerabathran, Associate (added 25 July 2019)

Jerome Temme, Associate (added 27 August 2019)

Tamsin Rankine-Fourdraine, Trainee Solicitor (added 28 August 2019)

Elinor Richardson, Trainee Solicitor (added 28 August 2019)

Ashley Thompson, Trainee Solicitor (added 28 August 2019)

Thomas Eldred, Trainee Solicitor (added 28 August 2019)

Ben Phillips, ~~Trainee Solicitor~~ Associate (added 28 August 2019)

Linet Kurian, Trainee Solicitor (added 28 August 2019)

Ina Metko, Associate (added 4 September 2019)

Annika Gante, Associate (added 4 September 2019)

Nikolaus Moench, Associate (added 10 September 2019)

Shruthi Anand, Graduate Solicitor (India) (added 12 September 2019)  
Rhianne Murray, Trainee Solicitor (added 15 October 2019)  
Caora Mackell, Trainee Solicitor (added 15 October 2019)  
Janice Sowah, Paralegal (added 18 October 2019)  
Dylan McBurney, Legal Analyst (added 4 November 2019)  
Stephen Wisking, Partner (added 9 January 2020)  
Andrew North, Of Counsel (added 9 January 2020)  
Max Kaufman, Senior Associate (added 9 January 2020)  
Niall Kennedy, Senior Solicitor (Northern Ireland) (added 23 January 2020)  
Joe Moorcroft-Moran, Trainee Solicitor (added 27 February 2020)  
Ramie Farag, Trainee Solicitor (added 27 February 2020)  
Camille Tabary, Trainee Solicitor (added 27 February 2020)  
Thomas Wyer, Trainee Solicitor (added 27 February 2020)  
Joana Bourouphael, Trainee Solicitor (added 27 February 2020)  
Harriet Hall, Trainee Solicitor (added 10 March 2020)  
Abraham Whitworth, Trainee Solicitor (added 11 March 2020)  
Asmita Singhvi, Trainee Solicitor (added 11 March 2020)  
*Herbert Smith Freehills LLP*

Juan Rodriguez  
Michael Engel  
*Sullivan & Cromwell LLP*

Kelyn Bacon QC  
Tony Singla  
Max Schaefer  
Matthew Kennedy (added 7 November 2018)  
Aaron Khan (added on 18 October 2019)  
*Counsel – Brick Court*

Lorenzo Coppi  
Michele Avagliano  
Ming Yu Wong  
~~Pawani Malhotra~~ (removed 1 October 2019)  
~~Andrew Mell~~ (removed 25 July 2019)  
Kristofer Hammarback

~~Valentina Bianchi Vimercati (added 12 October 2018) (removed 1 October 2019)~~  
Lionel Low (added 12 October 2018)  
Gytautas Karklius (added 12 October 2018)  
Andy Parkinson (added 12 October 2018)  
Laura Rovegno (added 22 January 2019)  
Jin Kiat Tan (added 22 January 2019)  
Balram Sennik (added 22 January 2019)  
~~Alina Mika (added 2 May 2019) (removed 1 October 2019)~~  
Simon Collis, Analyst (added 1 October 2019)  
Alan Rozenberg, Vice President (added 1 October 2019)  
Joshua Le Cornu, Research Analyst (added 1 October 2019)  
Harry Gosling, Analyst (added 1 October 2019)  
Rocco Caprio, Analyst (added 1 October 2019)  
James Wong, Senior Analyst (added 1 October 2019)  
Rebecca Reichert, Analyst (added 4 November 2019)  
Aric Chau, Research Analyst (added 4 November 2019)  
Emmet Lenoach, Research Analyst (added 12 November 2019)  
Laura Phaff, Vice President (added 3 December 2019)  
Mallika Arora, Economist (added 9 January 2020)  
Choo Zhixin (known as Verdi Choo), Senior Analyst (added 9 January 2020)  
Vivien Csonka, Senior Analyst (added 9 January 2020)  
Hiranmayee Rajan, Analyst (added 9 January 2020)  
Gonçalo Manuel Dinis Da Silva Gomes, Research Analyst (added 9 January 2020)  
James Forster, Analyst (added 23 January 2020)  
Kadambari Prasad, Senior Economist (added 23 January 2020)  
Sasha Guest, Research Analyst (added 20 February 2020)

*Expert Economists*

***The MAN Parties***

Richard Swallow, Partner  
Damian Taylor, Partner  
Holly Ware, Partner  
Thomas Clark, Associate  
~~Leo Kitchen, Associate (removed 06 August 2019)~~

~~Dan Warner, Associate (removed 18 February 2020)~~  
Tom Windsor, Associate  
Gretel Scott, Associate  
Antonia Tjong, Associate (added 18 December 2018)  
Ross Francis-Pike, Associate (added 5 February 2019)  
~~Stella Kim, Trainee Solicitor (removed 09 April 2019)~~  
~~Serena Hopkins, Trainee Solicitor (removed 09 April 2019)~~  
~~Samuel Salt, Trainee Solicitor (added 5 September 2018) (removed 28 August 2019)~~  
~~Georgina Terry, Trainee Solicitor (added 5 September 2018) (removed 28 August 2019)~~  
~~Nicholas White, Trainee Solicitor (added 5 September 2018) (removed 28 August 2019)~~  
Harriet Saunders, Trainee Solicitor (added 22 February 2019) (removed 19 February 2020)  
Samuel Franklin, Trainee Solicitor (added 22 February 2019) removed 19 February 2020  
Paul Duncan, Trainee Solicitor (added 22 February 2019) removed 19 February 2020  
~~Jasmin Simpson, Paralegal (removed 30 July 2019)~~  
Nick Addow, eDisclosure coordinator (added 2 November 2018)  
Akbar Hassan, eDisclosure coordinator (added 2 November 2018)  
~~Darryl Clancy, eDisclosure coordinator (removed 06 August 2019)~~  
~~Sean Roodt, eDisclosure Manager (added 2 November 2018) (removed 18 February 2020)~~  
Phyllis Guven, Associate (added 11 January 2019)  
Bo Li, Senior eDisclosure coordinator (added 5 February 2019)  
~~Maria Bergamaseo, Trainee Solicitor (added 14 March 2019) (removed 19 February 2020)~~  
~~Gayle Haig, Trainee Solicitor (added 14 March 2019) (removed 19 February 2020)~~  
Ellie Fox, Trainee Solicitor (added 21 March 2019) (removed 19 February 2020)  
Nicholas Quirke, Associate (added 21 March 2019)  
Magdalena Kowalczyk, Associate (added 9 April 2019)  
~~Rachel Hunter, Trainee Solicitor (added 11 June 2019) (removed 19 February 2020)~~  
~~Eniola Oyensanya, Trainee Solicitor (added 18 June 2019) (removed 19 February 2020)~~  
William Doyle, Associate (added 3 July 2019)  
Thomas Grodecki, Associate (added on 08 July 2019)  
Jenna Evans, Paralegal (added on 16 July 2019)  
~~Anna Parfonova, Solicitor (added 30 July 2019) (removed 18 February 2020)~~

~~Pavithra Prakash Nair, Trainee Solicitor (added 06 August 2019)~~ removed 19 February 2020

~~Tosin Adefope Olowu, Contract Lawyer (added 19 August 2019)~~ (removed 28 November 2019)

Giancarlo Di Santo, Contract Lawyer (added 19 August 2019)

~~Alexis Holden, Contract Lawyer (added 19 August 2019)~~ (removed 23 January 2020)

Felicia Zeller, Contract Lawyer (added 28 August 2019)

Rachel Lawrence, Trainee Solicitor (added on 2 September 2019)

Rachel Rourke, Trainee Solicitor (added on 2 September 2019)

Natasha Molson, Trainee Solicitor (added on 2 September 2019)

Camilla Turner, Trainee Solicitor (added on 2 September 2019)

Robert Walmsley, Trainee Solicitor (added on 2 September 2019)

Sam Cheung, Trainee Solicitor (added 03 September 2019)

Heather Broadbent, Trainee Solicitor (added 11 September 2019)

Alexander Cranstoun, Trainee Solicitor (added 18 September 2019)

Gregory Ong, Trainee Solicitor (added 28 November 2019)

Richard Dodding, Trainee Solicitor (added 28 November 2019)

Elizabeth Jordan, Senior Counsel (added 14 January 2020)

Jessica Ward, Trainee Solicitor (added 19 February 2020)

Fatima Harlock, Trainee Solicitor (added 19 February 2020)

Raza Nazar, Trainee Solicitor (added 19 February 2020)

Elissa Foord, Trainee Solicitor (added 19 February 2020)

Jennifer Allan, Trainee Solicitor (added 6 March 2020)

Claire Hooi, Trainee Solicitor (added 13 March 2020)

Robert Worthington, Evidence and Operations Manager (added 16 March 2020)

Benjamin Lammin, Trainee Solicitor (added 16 March 2020)

*Slaughter and May*

Markus Roehrig, Partner

Daniel Zimmer, Counsel

Lars Mesenbrink, Senior Associate

Sarah Milde, Senior Associate

Malcolm Tiffin-Richards, Senior Associate

Thorsten Maeger, Partner

Lea Kristina Cleophas, Associate  
Aenne Tetz, Associate  
Christian Huber, Associate  
~~Jan Christoph Stephan, Associate (removed 28 November 2019)~~  
Florian Braun, Associate (added 5 February 2019)  
Jimena Janeiro Fong, Associate (added 5 February 2019)  
Luisa Kuschel, Associate (added 08 March 2019)  
Philipp Kanzow, Associate (added 6 June 2019)  
Irene Rodenstock (added 28  
August 2019)  
*Hengeler Mueller*

Daniel Jowell QC  
Tom Pascoe  
David Bailey (added 18 December)  
~~Frederick Wilmot Smith (added on 13 September 2019) (removed on 18 September 2019)~~  
Jonathan Scott, Barrister (added 24 September 2019)  
*Counsel – Brick Court*

Navin Waghe, Senior Managing Director (added on 09 July 2019)  
Lau Nilhausen, Managing Director (added on 09 July 2019)  
Matt Burder, Senior Director (added on 09 July 2019)  
Nick Leese, Director (added on 09 July 2019)  
Thomas Maasen, Senior Consultant (added on 09 July 2019)  
Harry Cutbill, Consultant (added 23 January 2020)  
Kriti Chhabra, Consultant (added 23 January 2020)  
Connor Gower, Consultant (added 18 February 2020)  
*FTI Consulting*

Jorge Padilla, Senior Managing Director  
Nadine Watson, Senior Vice President  
Sofia Galan Perez, Senior Analyst  
Norbert Czinkan, Senior Analyst  
Thilo Klein, Executive Vice President  
Elena Zoido, Senior Vice President

Soledad Pereiras, Vice President  
Michael Scheidgen, Senior Economist  
Edward Bond, Research Analyst  
Jasper Haller, Economist  
Raquel Diez, Economist  
Carla Banfi, Economist  
Stefano Trento, Vice President (added 5 February 2019)  
Manuel Mertel Morillo, Economist (added 19 February 2019)  
Florian Mockel, Economist (added 23 October 2019)  
Tristan Salmon, Senior Analyst (added 23 October 2019)  
Janani Dhileepan, Analyst (added 23 October 2019)  
Sebastien Grotto, Analyst (added 23 October 2019)

*Expert Economists – Compass Lexecon*

Bea Tormey, Partner  
Nicholas Frey, Partner  
Ricky Versteeg, Senior Associate  
~~Sam Hiebendaal, Senior Associate (removed 27 February 2020)~~  
Daniel Hunt, Associate  
Alexandra Malina, Associate  
Ingrid Rois, Associate  
~~Amy Rawson, Associate (removed 3 January 2019)~~  
Anthony Ojukwu, Associate  
Angus Reston, Associate  
~~Glenn Kembrey, Associate (removed 29 January 2020)~~  
Haris Ismail, Associate  
Johanna McDavitt, Associate (added 29 October 2018)  
~~Maya Nirula, Trainee Solicitor (removed 4 March 2019)~~  
~~Sheridan Jones, Trainee Solicitor (removed 4 March 2019)~~  
~~Hannah Short, Trainee Solicitor (removed 4 March 2019)~~  
Gavin Burke, Senior Paralegal  
Megan McDonagh, Paralegal (added 14 November 2018)  
Alexandra Holroyd, Associate (added 9 January 2019)  
~~Josephina Kern, Paralegal (added 9 January 2019) (removed 14 March 2019)~~

~~Hannah Bergin, Trainee Solicitor (removed 5 June 2019)~~  
~~Tom Byham, Trainee Solicitor (removed 5 June 2019)~~  
~~Jonas Levermann, Trainee Solicitor (removed 5 June 2019)~~  
Jonathan Pagan, Senior Associate (added 14 March 2019)  
Anna Avallone, Paralegal (added 14 March 2019)  
Xander Freidlaender, Associate (added 4 April 2019)  
Anna Brennan, Associate (added 4 April 2019)  
Natalie Keir, Associate (added 4 April 2019)  
~~Rachel Breen, Trainee Solicitor (added 31 May 2019)-(removed 09 September 2019)~~  
~~Tamara Ostrowiecki, Trainee Solicitor (added 31 May 2019)-(removed 09 September 2019)~~  
~~Shang Koh, Trainee Solicitor (added 31 May 2019)-(removed 09 September 2019)~~  
Nouné Padarian, Paralegal (added 24 June 2019)  
Rose Goss, Associate (added 26 June 2019)  
Tegan Harrington, Associate (added 25 July 2019)  
Amali Pitigala, Paralegal (added 09 August 2019)  
Laura Brimelow, Legal Solutions Manager (added 09 August 2019)  
Niamh Lofthouse, Senior Legal Solutions Specialist (added 09 August 2019)  
Kai Ho Lam, Legal Solutions Specialist (added 09 August 2019)  
~~Adepeju Alimot Adewumi, Legal Solutions Specialist (added 09 August 2019)-(removed 20 November 2019)~~  
~~Maxime Aumaitre, Legal Solutions Specialist (added 09 August 2019)-(removed 20 November 2019)~~  
Azharul Islam, Legal Solutions Specialist (added 09 August 2019)  
~~Humera Patel, Legal Solutions Specialist (added 09 August 2019)-removed 19 February 2020~~  
~~Alexandra Forrest, Trainee Solicitor (added 02 September 2019)-(removed 16 December 2019)~~  
~~Anup Nandra, Trainee Solicitor (added 02 September 2019)-(removed 16 December 2019)~~  
~~Xanthia Hargreaves, Trainee Solicitor (added 02 September 2019)-(removed 16 December 2019)~~  
Charlotte Best, Associate (added 09 October 2019)

Adrian Wright, Associate (added 09 October 2019)  
Tiffanie Fung, Associate (added 25 October 2019)  
Campbell Herbert, Associate (added 25 October 2019)  
~~Joseph Mason, Trainee Solicitor (added 5 November 2019) (removed 19 March 2020)~~  
Jan-Henning Buschfeld, Principal Associate (added 20 November 2019)  
~~Luey Peckham, Trainee Solicitor (added 29 November 2019) (removed 17 March 2020)~~  
~~Kiran Iqbal, Trainee Solicitor (added 29 November 2019) (removed 17 March 2020)~~  
~~Jonny Oldfield, Trainee Solicitor (added 29 November 2019) (removed 17 March 2020)~~  
Paul Abbott, Senior Associate (added 29 January 2020)  
Matthew Pickup, Legal Solutions Specialist (added 10 February 2020)  
Lara Hall, Senior Associate (added 11 February 2020)  
Wannisa Johnston, Legal Solutions Specialist (added 19 February 2020)  
Rebecca Burns, Associate (on secondment from Corrs Chambers Westgarth) (added 19 February 2020)  
Isolde Hill, Trainee Solicitor (added 26 February 2020)  
Sanjana Canumalla, Trainee Solicitor (added 26 February 2020)  
Rebecca Withey, Trainee Solicitor (added 26 February 2020)  
Katie Schwarzmans, Trainee Solicitor (added 26 February 2020)  
Jacob Bullock, Trainee Solicitor (added 26 February 2020)  
Natalie Puddicombe, Associate (added 17 March 2020)  
Justin Tang, Trainee Solicitor (added 19 March 2020)  
*Freshfields Bruckhaus Deringer LLP*

Frank Wijckmans, Partner  
Maaïke Visser, Counsel  
Karolien Francken, Associate  
Monique Sengelov, Associate  
Lise Ryckaert, Paralegal  
Charlotte Cavanagh, Paralegal (added 25 July 2019)

*Contrast*

Mark Hoskins QC  
Hugo Leith (added 15 October 2018)  
Sarah Ford QC (added 15 October 2018)  
Sarah Abram

Daniel Piccinin

Jon Lawrence

Jennifer MacLeod (added 31 January 2019)

*Counsel*

Zoltan Biro, Director

Chris Newton, Associate Director

Fraser Davison, Manager

~~Robert Bowdery, Consultant (removed 16 December 2019)~~

Peter Northall, Consultant (added 23 April 2019)

Adam Laphorn, Consultant (added 23 April 2019)

Lyu Georgiev, Consultant (added 23 April 2019)

Callum Cheshire, Consultant (added 23 April 2019)

Luís Campos, Associate Director (added 18 December 2019)

Jon Adlard, Manager (added 18 December 2019)

Xavier Mas, Manager (added 18 December 2019)

Katherine Bolger, Consultant (added 18 December 2019)

Viktoriya Peycheva, Consultant (added 18 December 2019)

Michael Naylor-Smith, Analyst (added 18 December 2019)

Jed Fletcher, Analyst (added 18 December 2019)

Amber Dale, Analyst (added 18 December 2019)

Priyanka Roychoudhury, Analyst (added 18 December 2019)

Agnieszka Madycka, Intern (added 18 December 2019)

Alex Katz, Analyst (added 16 January 2020)

Thomas Badger, Analyst (added 16 January 2020)

Sonia Razi, Analyst (added 16 January 2020)

Vladislava Bar-Katz, Consultant (added 16 January 2020)

Hélène Roth, Consultant (added 16 January 2020)

Hayley Toms, Consultant (added 16 January 2020)

Ivana Kocanova, Data Scientist (added 16 January 2020)

Mumtad Choudhury, Project Manager (added 16 January 2020)

Margherita Ferrara, Analyst (added 19 February 2020)

Theres Lessing, Analyst (added 19 February 2020)

*Expert Economists – Frontier Economics*

Julia Woodward-Carlton, Partner (added 19 July 2019)

Rosalind Kellaway, Partner (added 19 July 2019)

Andrew Chandler, Consultant (added 19 July 2019)

*Eversheds Sutherland*

***The Scania Parties***

Dirk Arts

Kees Schillemans

Francesca Miotto

Lauren Rasking

Tom Schoors

Nele De Backer

Jonathan Hitchin

Rachel Penfold

Robin Marshall

Russell Butland (added 14 September 2018)

Heather Mowbray (added 14 September 2018)

Oliver Troen (added 14 September 2018)

Natalie Collins (added 14 September 2018)

~~Aoife O'Reilly (removed 28 February 2019)~~

~~Paul Nicholson (added 14 December 2018) (removed 28 February 2020)~~

Sophie Walker (added 14 January 2019)

~~Parisa Bastani (added 28 February 2019) (removed 04 October 2019)~~

Piet Jacobs (added 28 February 2019)

Florian Bourdon (added 28 February 2019)

~~Robert Steele (added 24 April 2019) (removed 02 September 2019)~~

Edward Levy, Trainee Solicitor (added 02 September 2019)

Aoife O'Reilly, Associate (added 23 October 2019)

Shahab Uddin, Trainee Solicitor (added 28 February 2020)

*Allen & Overy LLP*

Brian Kennelly QC

Jason Pobjoy

Andrew Trotter (added 14 December 2018)

*Counsel*

Francesco Rosati

Tim Reuter

Roberto Parra Segura

~~Matthieu Glotz (removed 04 October 2019)~~

~~Eva Sotosek (removed 12 February 2019)~~

~~Luey Holden (removed 12 February 2019)~~

Christoffer Haag Theilgaard (added 12 February 2019)

~~Alastair Langtry (added 12 February 2019)-(removed 04 October 2019)~~

Vittorio Michellini (added 02 September 2019)

Calum Young, Associate (added on 04 October 2019)

Trent Pieterse, Associate (added on 04 October 2019)

*Expert Economists – RBB Economics*

Joao Santos Silva

*Academic advisor working with RBB Economics*

***The DAF Parties***

Caroline Edwards, Partner

~~Nigel Seay, Partner (removed on 30 January 2019)~~

Anne Foster, Consultant

~~Paul McComb, Senior Associate (removed on 30 January 2019)~~

Joseph Moore, Senior Associate

Rachel Wilson, Senior Associate

~~Sam Wilson, Senior Associate (removed 30 January 2020)~~

Rachel Kitchman, Senior Associate

Edward Hardman, Associate

~~Anchal Kapur, Associate (removed 30 January 2020)~~

Tim Knight, Associate

Philippe Lopeman, Associate

Michelle Anderson, Associate

~~Joseph Gaffney, Paralegal (removed 02 August 2019)~~

~~Mahdi Siddique, Paralegal (removed 02 August 2019)~~

Huw Jenkin, Partner (added on 30 January 2019)

Angela Taylor, Senior Counsel (added on 30 January 2019)

James Hulmes, Senior Associate (added on 30 January 2019)

Charlotte Angwin, Associate (added on 30 January 2019)

Laura McCann, Associate (added on 30 January 2019)

~~Cameron Mills, Associate (added on 30 January 2019) (removed 30 August 2019)~~

Maya Chandegra, Associate (added on 30 January 2019)

Thomas Caldwell, Associate (added on 30 January 2019)

~~Sam van Besouw, Trainee Solicitor (added on 30 January 2019) (removed on 6 March 2019)~~

~~Thomas Davies, Trainee Solicitor (added on 30 January 2019) (removed on 6 March 2019)~~

~~Hessel Rooleveld, Paralegal (added on 30 January 2019) (removed 29 August 2019)~~

~~Jack Redrup, Paralegal (added on 30 January 2019) (removed on 19 July 2019)~~

~~Luey Briggs, Paralegal (added on 30 January 2019) (removed on 3 July 2019)~~

~~Marguerite Casanova, Paralegal (added on 30 January 2019) (removed on 19 June 2019)~~

Lauren Clark-Hughes, Associate (added on 8 February 2019)

Tom Caldwell, Associate (added on 08 February 2019)

Cormac Toomey, Senior Associate (added on 6 March 2019)

Imogen Nolan, Associate (added on 6 March 2019)

~~Anastasia Rostron, Trainee (added on 6 March 2019) (removed 30 August 2019)~~

~~Inge Swiegers, Trainee (added on 6 March 2019) (removed 30 August 2019)~~

~~Lydia Williams, Trainee (added on 6 March 2019) (removed 30 August 2019)~~

~~Sam Cottman, Senior Counsel (added on 23 May 2019) (removed 2 March 2020)~~

Matthew Shannon, Paralegal (added on 28 June 2019)

Caitlin Coady, Paralegal (added on 28 June 2019)

John Hadfield, Paralegal (added on 28 June 2019)

~~Nicole Clerk, Paralegal (added on 3 July 2019) (removed 22 October 2019)~~

Adam Short, Senior Associate (added on 10 July 2019)

Tara Lewis, Associate (added on 24 July 2019)

Neeraj Melwani, Paralegal (added 31 July 2019)

Joseph Mahon, Paralegal (added 21 August 2019)

~~Isabel Cridland, Trainee (added 4 September 2019) (removed 2 March 2020)~~

~~Jack James Ball, Trainee (added 4 September 2019) (removed 2 March 2020)~~

~~James Humphrey, Trainee (added 4 September 2019) (removed 2 March 2020)~~

Alistair Connor, Paralegal (added 22 October 2019)

Dan Ursu, Trainee Solicitor (added 2 March 2020)

Chloe Budd, Trainee Solicitor (added 2 March 2020)  
Natalie Batra, Trainee Solicitor (added 6 March 2020)  
*Travers Smith LLP*

Daniel Beard QC  
Meredith Pickford QC  
Rob Williams  
Nikolaus Grubeck  
Daisy Mackersie  
James Bourke  
David Gregory  
Thomas Sebastian (added on 1 May 2019)  
Azeem Suterwalla (added on 22 July 2019)  
*Counsel – Monckton Chambers*

Damien Neven, Senior Consultant  
Enrique Andreu, Senior Vice President  
~~Julian Delamer, Senior Vice President (removed on 23 May 2019)~~  
Roberto Venturini, Economist  
~~Siewerd Gaastra, Economist (removed on 29 March 2019)~~  
Marcin Pruski, Economist  
Vladimir Tsimaylo, Senior Analyst  
Laura Napolitano, Analyst (added on 1 March 2019)  
Laureen de Baarsy, Analyst (added on 1 March 2019)  
Daniel Westrik, Economist (added on 23 May 2019)  
Daniel Coublucql, Vice President (added on 14 October)  
Ian Small, Senior Vice President (added 30 October 2019)  
*Expert Economists – Compass Lexecon*

Mark Bezant, Senior Managing Director (added on 19 June 2019)  
Timothy Warren, Managing Director (added on 19 June 2019)  
Joel Franks, Senior Director (added 30 January 2020)  
Aaron Roberts, Senior Consultant (added 18 February 2020)  
Anushana Shukla, Consultant (added 18 February 2020)  
James McKelvie, Consultant (added 18 February 2020)  
Jun Yin Shik, Consultant (added 18 February 2020)

Ye Zhang, Consultant (added 18 February 2020)

*FTI Consulting*

Jolling de Pree, Partner

Berto Winters, Partner

Machteld de Monchy, Partner

Tilly Alberga-Smits, Senior Associate

Kees Saarloos, Senior Associate

~~Stephanie The, Senior Associate (removed on 29 March 2019)~~

~~Lizette van Loon, Senior Associate (removed on 19 June 2019)~~

Zeynep Ortac, Senior Associate

Arne Munch, Senior Associate

~~Samantha Brinkhuis, Senior Associate (removed on 19 June 2019)~~

Georgiana Mirza, Associate

Evija Butane, Associate

Wouter-Jan Leys, Associate

Vivian van Weperen, Associate

Femke Kolff-Otten, Contract Lawyer a.i.

~~Junior Serrano, Legal Project Manager (removed on 29 March 2019)~~

Paul Post, Associate (added on 15 February 2019)

Tiana Danielle Xavier, Associate (added on 15 February 2019)

Mira Smulders, Senior Associate, (added on 15 February 2019)

Tim van den Meijdenberg, Associate (added on 15 February 2019)

Aylin Gayibli, Associate (added on 1 March 2019)

Agnieszka Bartlomiejczyk, Associate (added on 12 April 2019)

Justyna Niemczyk, Associate (added on 12 April 2019)

James Wang, Senior Associate (added on 24 May 2019)

Iuliia Samsonova, Associate (added 28 June 2019)

Laura de Vries, Associate (added 28 June 2019)

Judy Jordaan, Contract Lawyer a.i. (ad interim) (added 10 October 2019)

Begüm Nisli, Senior Associate (added 19 December 2019)

Angelique Groen-Boon, Senior Associate (added 30 January 2020)

Cameron Mills, Senior Associate (added 17 March 2020)

*De Brauw Blackstone Westbroek N.V.*

***Daimler***

Boris Bronfentrinker, Partner (added 29 April 2019)

Nicola Chesaites, Partner (added 29 April 2019)

Cordelia Rayner, Senior Associate (added 29 April 2019)

Maria Campbell, Senior Associate (added 29 April 2019)

Laura Abram, Associate (added 29 April 2019)

Ji-Whan Bang, Associate (added 15 May 2019)

Hannah Dixie, Associate (added 29 April 2019)

Nabil Khabirpour, Associate (added 15 May 2019)

Anna Kullmann, Associate (added 29 April 2019)

James McSweeney, Associate (added 1 May 2019)

Rachel Tompkins, Associate (added 29 April 2019)

~~Luey Caton, Paralegal (added 29 April 2019)~~ (removed 20 January 2020)

Kerry Hanley, Paralegal (added 29 April 2019)

Katarzyna Gorna, Contract Attorney (added 29 April 2019)

Lisa Bossert, Contract Attorney (added 29 April 2019)

Elaine Whiteford, Partner (added 30 April 2019)

Ruy Buchholz (added 1 May 2019)

Serife Mapp (added 29 April 2019)

Hamish Saunders, Associate (added 15 July 2019)

Michael Trauffer, Contract Attorney (added 17 October 2019)

Daniel Masterton, Associate (added 29 October 2019)

Adam Gierek, Contract Attorney (added 4 November 2019)

Nadia Brady, Contract Attorney (added 4 November 2019)

Christian Rabe, Contract Attorney (added 4 November 2019)

Rudiger Proske, Contract Attorney (added 4 November 2019)

Karthic Kukathasan, Contract Attorney (added 4 November 2019)

~~Konstantina Perifanou, Paralegal (added 26 November 2019)~~ (removed 20 March 2020)

Kate Lawrence-Smith, Paralegal (added 9 March 2020)

Anthony Hadjiantoniou, Associate (added 10 March 2020)

*Quinn Emanuel Urquhart & Sullivan UK LLP*

Dr Ulrich Denzel, Partner

Dr Johannes Hertfelder, Associated Partner

~~Daniela Mariotti, Associate (removed 4 June 2019)~~

Rhued Gaiser, Associate

*Gleiss Lutz Hootz Hirsch PartmbB Rechtsanwälte*

Paul Harris QC (added 29 April 2019)

Ben Rayment (added 29 April 2019)

Michael Armitage (added 29 April 2019)

Alexandra Littlewood (added 29 April 2019)

*Counsel – Monckton Chambers*

Dr Rainer Nitsche, Director

Dr Thomas Hildebrand, Principal

Bas Dessens, Associate Principal

Harm van Leeuwen, Economist

Benedikt Flügel, Economist (added 11 December 2019)

Thomas Nau, Economist (added 11 December 2019)

Jan Christopher Rönn, Economist (added 11 December 2019)

Juri Simons, Economist (added 11 December 2019)

Wiktor Owczar, Economist (added 11 December 2019)

*Expert Economists – E.CA Economics GmbH*

Wolfgang Suttner, Senior Expert (added 1 May 2019)

Melanie Gnam, Senior Consultant (added 1 May 2019)

Georg Klanfar, Project Manager (added 1 May 2019)

*EFS Unternehmensberatung Gesellschaft m.b.H*

Andrew Grantham, Partner (added 1 May 2019)

Mat Hughes, Partner (added 1 May 2019)

Greg Huitson-Little, Employee (added 1 May 2019)

Natalie Taplin, Senior Employee (added 1 May 2019)

Camelia O'Brien, Employee (added 1 May 2019)

Luiz Secco, Employee (added 1 May 2019)

Martin Lewis, Non-Executive Director (added 31 May 2019)

Jonathan Matthews, Employee (added 31 May 2019)

Peter Wright, Senior Vice President (added 4 February 2020)

Scott Beattie, Director (added 4 February 2020)

Anne-Marie Hitchen, Senior Consultant (added 4 February 2020)

Marc Morgan, Vice President (added 4 February 2020)

Wen Fen Chong, Vice President (added 4 February 2020)

Elena Edwards, Consultant (added 4 February 2020)

Tom Millar, Consultant (added 4 February 2020)

*AlixPartners UK LLP*

This part contains names of Outer Confidentiality Ring Members (excluding Outer Confidentiality Ring Members who are also Inner Confidentiality Ring Members):

## PART B

<b><i>Claimants</i></b>
Ariane Oesterreicher (added 28/01/2019) <i>Veolia Environnement SA</i>
<b><i>The Iveco Parties</i></b>
Roberto Russo, General Counsel and Company Secretary, CNH Industrial N.V. Brigitte Calcavecchia, General Counsel - Legal & Compliance, CNH Industrial N.V. Dirk Hofmann, Legal Manager Germany & Alps region, Iveco Magirus AG Rodrigo Martinez Heinberg, Legal Affairs Manager Spain & Portugal, Iveco Espafia, S.L. Simona Finati, Head of Legal Italy, CNH Industrial N.V. Simon McCarthy, Legal North Europe and Africa Middle East, CNH Industrial N.V. Craig Marshall, In-House Solicitor, CNH Industrial N.V. (added 14 March 2019) Marcella Ortolan, Practice Leader Antitrust and Competition Law, Fiat Chrysler Automobiles N.V. (added 21 November 2019)
<b><i>The MAN Parties</i></b>
Dr. Martin Gstaltmeyr, General Counsel Dr. Anja Doering, Senior Legal Counsel Sebastian Hausner, Legal Counsel Elif-Selcen Ciftci, Legal Counsel (added 5 February 2019) Ingrid Islinger, Legal Counsel (added 28 March 2019) <i>MAN Truck &amp; Bus AG</i>
<b><i>The Volvo/ Renault Parties</i></b>
Nina Aresund, Senior Vice President Corporate Legal Kelda Groves, Head of Litigation, UK and Europe Susanne Jannesson, Corporate Legal Counsel Ross Goodrich, Corporate Litigation Counsel (added 31 January 2019) Johan Carlsson, Project Manager EU Litigations, Volvo Truck Corporation <i>AB Volvo (publ)</i>
Jan Svensson, Vice President Legal Pia Janson (Legal Counsel) <i>Volvo Truck Corporation</i>

<p>Arnaud Agelou, Legal &amp; Compliance Director <i>Renault Trucks SAS</i></p>
<p>Simon Villanueva, Legal Director Sonica Dahri, Senior Legal Counsel <i>Volvo Group UK Limited</i></p>
<p><b><i>The Scania Parties</i></b></p>
<p>Mikael Eurenus, Legal Counsel, Scania CV AB Kareen Cranston, Head of Compliance, Legal and Risk, Scania GB</p>
<p><b><i>The DAF Parties</i></b></p>
<p>Doug Grandstaff, General Counsel Preston Feight, Executive Vice President Harrie Schippers, President and Chief Financial Officer <i>PACCAR Inc.</i></p>
<p>Duco Zoomer, General Counsel <del>Roebj Tjemkes, Senior Legal Counsel (removed on 19 June 2019)</del> Marjon IJpelaar, Senior Legal Counsel Harry Wolters, President Nico den Houting, Project Manager for Civil Litigation Mario Suy, Project Manager Financial Data (added on 06 March 2019) Sanne Boullart, Assistant Project Manager for Civil Litigation (added on 06 March 2019) Willem-Jan Wieland, Senior Legal Counsel (added on 12 April 2019) <i>DAF Trucks NV</i></p>
<p>Robin Easton, Managing Director <i>DAF Trucks Limited</i></p>
<p>Philippe Canetti, Managing Director <i>DAF Trucks France S.A.R.L.</i></p>
<p><b><i>The Daimler Parties</i></b></p>
<p>Thomas Laubert, Vice President and Group General Counsel Florian Adt, Associate General Counsel <del>Jan Philipp Komossa, Senior Legal Counsel (removed 20 March 2020)</del> Steffen Scherer, Senior Legal Counsel Ute Pazer, Senior Legal Counsel Sung-Kyung Yi, Legal Counsel</p>

Miklos Mudrony, Legal Counsel

~~Mai Britt Cordt, Legal Counsel (removed 4 February 2020)~~

Bernhard Hauenschild, Legal Counsel

Wolfgang Krafft, Senior Manager Sales & Marketing

Kirsten Grundmann, Manager Sales & Marketing

Rainer Meyle, Manager Sales & Marketing

Christian Koch, Associate General Counsel (added 24 June 2019)

Volker Abele, Legal Counsel (added 25 October 2019)

Yvonne Herr, Legal Counsel (added 20 January 2020)

Myriam Spengler, Senior Legal Counsel (added 20 January 2020)

Britta Abeshaus, Legal Counsel (added 20 March 2020)

*Daimler AG*

Jonathan Lipman, General Counsel (added 15 May 2019)

Stacey Dransfield, Deputy General Counsel (added 15 May 2019)

Sam Whittaker, Director of Customer Service & Parts (Mercedes-Benz Trucks UK Limited) (added 15 May 2019)

Ross Paterson, Head of Product and Marketing (Mercedes-Benz Trucks UK Limited) (added 15 May 2019)

James Venables, Key Account Manager (Mercedes-Benz Trucks UK Limited) (added 15 May 2019)

Simon Anthony, IT Design Architect (added 15 May 2019)

*Mercedes-Benz Cars UK Limited*

## PART C

### UNDERTAKING

#### (TO BE PROVIDED BY INNER CONFIDENTIALITY RING MEMBERS)

In respect of any Inner Confidentiality Ring Information and/or Outer Confidentiality Ring Information disclosed to them pursuant to this Order, each Inner Confidentiality Ring Member undertakes that they will comply with the following requirements, to the extent applicable to them, in the terms below.

I, **[name]**, of **[company]** being [legal or other qualification or position] undertake to the Tribunal and each of the Parties, the Non Defendant Addressees and Scania as follows:

1. I have read a copy of the Tribunal's Order of ..... and understand that Order and the implications of giving this undertaking.
2. I have read rule 31.22 of the Civil Procedure Rules and am aware of and will comply with the obligations imposed by the rule.
3. I will not disclose Inner Confidentiality Ring Information to any person who is not an Inner Confidentiality Ring Member (except to the extent that I am aware of the same information from another document that does not constitute "Confidential Information" and that was not obtained in breach of this undertaking or of the Tribunal's Order).
4. I will not disclose Outer Confidentiality Ring Information to any person who is not an Outer Confidentiality Ring Member (except to the extent that I am aware of the same information from another document that does not constitute "Confidential Information" and that was not obtained in breach of this undertaking or of the Tribunal's Order).
5. I will use the Confidential Information only for the purpose of these proceedings and for the purpose of no other current or future proceedings, dispute, complaint, or other use whatsoever in any jurisdiction (except to the extent that I am aware of the same information from another document that does not constitute "Confidential Information" and that was not obtained in breach of this undertaking or of the Tribunal's Order).
6. The documents containing any Inner Confidentiality Ring Information will remain in my custody or the custody of another Inner Confidentiality Ring Member at all times

and be held in a manner appropriate to the circumstances so as to prevent unauthorised access.

7. The documents containing any Outer Confidentiality Ring Information will remain in my custody or the custody of another Outer Confidentiality Ring Member at all times and be held in a manner appropriate to the circumstances so as to prevent unauthorised access.
8. The production of further copies by me of the documents containing the Inner Confidentiality Ring Information shall be limited to those required for the use of the Inner Confidentiality Ring Members for the purposes of these proceedings only and such copies shall be held in accordance with paragraph 5 of this undertaking.
9. The production of further copies by me of the documents containing the Outer Confidentiality Ring Information shall be limited to those required for the use of the Outer Confidentiality Ring Members for the purposes of these proceedings only and such copies shall be held in accordance with paragraph 5 of this undertaking.
10. Subject to the exceptions in paragraph 11.1 of the Order, and to the extent permitted by law, any and all copies of Confidential Information which are within my control will be securely disposed of insofar as is technologically possible or rendered inaccessible from any computer systems, disk or device, so that the Confidential Information is not readily available to any person at the conclusion of these proceedings.

Signed:

Name:

Date:

**PART D**  
**UNDERTAKING**

**(TO BE PROVIDED BY OUTER CONFIDENTIALITY RING MEMBERS)**

In respect of any Outer Confidentiality Ring Information disclosed to them pursuant to this Order, each Outer Confidentiality Ring Member undertakes that they will comply with the following requirements, to the extent applicable to them, in the terms below.

I, **[name]**, of **[company]** being **[legal or other qualification or position]** undertake to the Tribunal and each of the Parties, the Non Defendant Addressees and Scania as follows:

1. I have read a copy of the Tribunal's Order of ..... and understand that Order and the implications of giving this undertaking.
2. I have read rule 31.22 of the Civil Procedure Rules and am aware of and will comply with the obligations imposed by the rule.
3. I will not disclose Outer Confidentiality Ring Information to any person who is not an Outer Confidentiality Ring Member (except to the extent that I am aware of the same information from another document that does not constitute "Confidential Information" and that was not obtained in breach of this undertaking or of the Tribunal's Order).
4. I will use the Outer Confidentiality Ring Information only for the purpose of these proceedings and for the purpose of no other current or future proceedings, dispute, complaint, or other use whatsoever in any jurisdiction (except to the extent that I am aware of the same information from another document that does not constitute "Confidential Information" and that was not obtained in breach of this undertaking or of the Tribunal's Order).
5. The documents containing any Outer Confidentiality Ring Information will remain in my custody or the custody of another Outer Confidentiality Ring Member at all times and be held in a manner appropriate to the circumstances so as to prevent unauthorised access.
6. The production of further copies by me of the documents containing the Outer Confidentiality Ring Information shall be limited to those required for the use of the Outer Confidentiality Ring Members for the purposes of these proceedings only and shall be held in accordance with paragraph 4 of this undertaking.

7. Subject to the exceptions in paragraph 11.1 of the Order, and to the extent permitted by law, any and all copies of Confidential Information which are within my control will be securely disposed of insofar as is technologically possible or rendered inaccessible from any computer systems, disk or device, so that the Confidential Information is not readily available to any person at the conclusion of these proceedings.

Signed:

Name:

Date: