



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1340/5/7/20 (T)

BETWEEN

NATIONAL GRID ELECTRICITY TRANSMISSION PLC

Claimant

-and-

- (1) ABB LTD**
- (2) ABB POWER T&D LIMITED**
- (3) ABB LIMITED**
- (4) ABB HOLDINGS LIMITED**
- (5) ABB AB**
- (6) ABB ASEA BROWN BOVERI LTD**
- (7) ABB NORDEN HOLDING AB**
- (8) ABB AG**
- (9) ABB BETEILIGUNGSUND VERWALTUNGSGESELLSCHAFT MBH**
- (10) NKT HOLDING A/S**
- (11) NKT CABLES LIMITED**
- (12) NKT CABLES A/S**
- (13) NKT CABLES GROUP A/S**
- (13) NKT CABLES GROUP A/S**
- (14) NKT CABLES GMBH**
- (15) PRYSMIAN S.P.A**
- (16) PRYSMIAN CONSTRUCTION COMPANY LIMITED**
- (17) PRYSMIAN CABLES (2000) LIMITED**
- (18) PRYSMIAN CABLES & SYSTEMS LIMITED**
- (19) PRYSMIAN CAVI E SISTEMI SRL**
- (20) SAFRAN SA**

Defendants

- and -

BRUGG KABLE AG & ORS

Third Parties

- and -

- (1) PIRELLI & C. S.P.A.**
- (2) THE GOLDMAN SACHS GROUP, INC.**

Fourth Parties

CONSENT ORDER

UPON the 15th to 19th Defendants and Second Named Fourth Party having agreed to stay the additional claim pursuant to CPR Part 20 issued by the 15th to 19th Defendants on 2 October 2015 pending a final decision by the Court of Justice of the European Union in any appeals by the 15th to 19th Defendants or the Second Named Fourth Party of the decisions of the General Court in case T-419/14 or case T-475/14 (as recorded in an Order of Master Clark sealed by the Court on 10 September 2018).

AND UPON the Court of Justice of the European Union having handed down its judgment in case C-601/18 P on 24 September 2020.

AND UPON the Court of Justice of the European Union having handed down its judgment in case C-595/18 P on 27 January 2021.

AND UPON the 15th to 19th Defendants and Second Named Fourth Party having in writing agreed to the terms of this Order as set out below.

IT IS ORDERED BY CONSENT THAT:

1. The 15th to 19th Defendants will file and serve their Amended Particulars of Additional Claim (the “Additional Claim”) in respect of the Second Named Fourth Party by 4pm on 19 March 2021.
2. The Second Named Fourth Party will file and serve its Defence in relation to the Additional Claim (the “Defence”) by 4pm on 30 April 2021.
3. The 15th to 19th Defendants may file and serve a Reply to the Defence within 21 days of filing and service of the Defence.
4. There be no order as to costs.
5. The parties are at liberty to apply to vary the terms of this order.

Mr Justice Trower
Chairman of the Competition Appeal Tribunal

Made: 24 February 2021
Drawn: 24 February 2021