



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case No: 1304/7/7/19

B E T W E E N :

JUSTIN GUTMANN

Joint Applicant and Class Representative

– and –

(1) FIRST MTR SOUTH WESTERN TRAINS LIMITED

Non-Settling Defendant

(2) STAGECOACH SOUTH WESTERN TRAINS LIMITED (“SSWT”)

Joint Applicant and Defendant

DIRECTIONS ORDER

UPON the joint application by the Class Representative and SSWT filed on 27 March 2024 for a collective settlement approval order pursuant to Rule 94 of the Competition Appeal Tribunal Rules 2015 (the “**Rules**”) (the “**Settlement Approval Application**”)

AND UPON the Tribunal listing the Settlement Approval Application for a hearing on 29 April 2024 (the “**Hearing**”)

IT IS ORDERED THAT:

1. The Class Representative shall publish a notice of the Settlement Approval Application (the “**Notice**”) within two working days of this Order. The Notice shall be in the form of the draft notice appended to the Settlement Approval Application.

2. Any represented persons and/or non-settling parties who intend to contest the Settlement Approval Application and/or be represented at the Hearing shall inform the Tribunal and the Joint Applicants of the same by 10 April 2024.
3. Any application by a represented person to make submissions in writing or orally at the Hearing pursuant to Rule 94(7) of the Rules shall be made after the publication of the Notice and by no later than 4pm on 12 April 2024.
4. Any application by a non-settling party pursuant to paragraph 6.131 of the Tribunal Guide to Proceedings 2015 shall be made after the publication of the Notice and by no later than 4pm on 12 April 2024.
5. By 4pm on 19 April 2024, the Class Representative shall:
 - (a) electronically file the hearing bundle and any authorities bundle; and
 - (b) deliver five hard copies of the bundles to the Tribunal.
6. By 4pm on 22 April 2024, the Joint Applicants and any other party to whom permission has been granted to file written submissions pursuant to paragraph 4 above shall file and serve their respective written submissions. Those submissions should be added to the hearing bundle.

Hodge Malek KC
Chair of the Competition Appeal Tribunal

Made: 4 April 2024
Drawn: 4 April 2024