



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case No. 1024/2/3/04

BETWEEN:

**FLOE TELECOM LIMITED
(in liquidation)**

Applicant

supported by

WORLDWIDE CONNECT UK LIMITED

Intervener

-v-

OFFICE OF COMMUNICATIONS

Respondent

supported by

VODAFONE LIMITED

and

T-MOBILE (UK) LIMITED

Interveners

ORDER

UPON considering the application by Floe Telecom Limited (in liquidation) for a pre-emptive costs order dated 22 December 2006 and lodged with the Tribunal on 27 December 2006

AND UPON considering the Tribunal's rulings of 16 March 2007 ([2007] CAT 15 and [2007] CAT 16) refusing Ofcom and T-Mobile permission to appeal from the judgment handed down on 31 August 2006 ([2006] CAT 17)

AND UPON the applicant being invited to make further submissions to the Tribunal and declining the opportunity to do so

IT IS ORDERED THAT:

1. The application be dismissed.

Marion Simmons QC
Chairman of the Competition Appeal Tribunal

Made: 2 April 2007
Drawn: 2 April 2007