



IN THE COMPETITION
APPEAL TRIBUNAL

Case:1060/5/7/06

BETWEEN:

HEALTHCARE AT HOME LIMITED

Claimant

-v-

GENZYME LIMITED

Defendant

ORDER OF THE TRIBUNAL

UPON reading the written submissions of the Claimant and the Defendant

AND UPON hearing the legal representatives of the Claimant and the Defendant at a case management conference held on 4 September 2006

IT IS ORDERED THAT:

1. The Claimant has permission to amend its Claim Form in the terms set out in the draft submitted under cover of a letter to the Defendant's solicitors of 25 August 2006. The Claimant to file and serve forthwith an Amended Claim Form marking up all amendments from the original Claim Form to which this permission relates. The Claimant shall pay all costs incurred by the Defendant which are costs of and occasioned by this amendment. Such costs shall be assessed on a standard basis if not agreed.
2. The Defendant shall file and serve its Amended Defence in response to this amended Claim by 5.00pm on 18 September 2006.
3. The Claimant shall file and serve any Reply (if so advised) by 5.00pm on 25 September 2006.

4. The parties shall exchange on 31 October 2006 lists of documents for disclosure on the standard basis contemplated by the CPR.
5. The parties shall indicate to each other by 7 November 2006 which documents they wish to receive copies of, such copies to be provided by 10 November 2006. Any such copies to be subject to agreement to pay all reasonable costs of copying.
6. The parties to serve and file witness statements of fact by 5.00pm on 1 December 2006.
7. The Claimant to serve the report of its accountancy expert by 5.00pm on 15 December 2006.
8. The Defendant to serve the report of its accountancy expert by 5.00pm on 26 January 2007.
9. The parties' accountancy experts shall meet to agree facts and other matters and to narrow issues no later than 2 February 2007. They shall produce and file with the Tribunal a list of agreed matters no later than 14 February 2007 and shall state in that same list in respect of matters that are not agreed why no agreement could be reached.
10. There shall be a trial of all matters remaining in issue commencing on 12 March 2007, with a current window for trial of 3 weeks to be kept under ongoing review.
11. There shall be a case management conference fixed to take place at 10.30am on 15 November 2006, at which the topics for consideration will include identification of experts other than accountants, a written schedule of cross-examination, confidentiality issues, bundles, skeleton arguments and preparation for trial.
12. There shall be further case management conferences fixed to take place on 15 January 2007 and 26 February 2007, each such case management conference shall be fixed to commence at 10.30am, and each such appointment may be dispensed with if it proves to be unnecessary to hold that case management conference.
13. There be permission to apply.

Marion Simmons QC
Chairman of the Competition Appeal Tribunal

Made: 4 September 2006
Drawn: 3 October 2006