



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 20 July 2006

IT IS ORDERED THAT:

1. Under rule 18 of the Tribunal Rules, the proceedings be proceedings before a Tribunal in England and Wales.
2. The Claimant shall file and serve an amended statement of claim reflecting changes which it proposes to make to head five of its claim by 5:00 pm on 28 July 2006.
3. The Claimant shall file and serve a further amended statement of claim reflecting any other amendments to its claim it seeks to make, in particular to reflect new accountancy evidence, by 5:00pm on 14 August 2006.
4. The Defendant shall, if so advised, file and serve an amended defence so as to respond to the amended statement of claim served by the Claimant on 28 July 2006 by 5:00pm on 18 August 2006.

5. The Claimant and Defendant shall each file and serve written submissions on the issue of the construction of section 47A of the Competition Act 1998, including the effect of the remedies judgment dated 29 September 2005, by 5:00pm on 25 August 2006.
6. The Claimant and Defendant shall each file and serve written submissions in relation to procedural issues to be considered at the next case management conference by 5:00pm on 30 August 2006.
7. A further case management conference be listed for 10:30 am on 4 September 2006 at which:
 - a. The Tribunal will hear submissions relating to the construction of section 47A of the Competition Act 1998, including the effect of the remedies judgment dated 29 September 2005;
 - b. Consideration will be given to whether the hearing of this case should be spilt into stages and if so the subject matter of each stage;
 - c. Consideration will be given to the items set out in the agenda dated 10 July 2006;
 - d. Any further directions which are sought by either party will be considered.
8. Costs be reserved.
9. There be permission to apply.

Marion Simmons QC
Chairman of the Competition Appeal Tribunal

Made: 20 July 2006
Drawn: 25 July 2006