



IN THE COMPETITION
APPEAL TRIBUNAL

Case: 1098/5/7/08

BETWEEN:

- (1) BCL OLD CO LIMITED**
- (2) DFL OLDCO LIMITED**
- (3) PFF OLD CO LIMITED**
- (4) DEANS FOOD LIMITED**

Claimants

-v-

- (1) BASF SE**
- (2) BASF PLC**
- (3) FRANK WRIGHT LIMITED**

Defendants

ORDER

UPON handing down the Tribunal's judgment on the preliminary issue on 25 September 2008 ([2008] CAT 24) ("judgment on the preliminary issue")

AND UPON considering the request for permission to appeal from the judgment on the preliminary issue made on 3 October 2008 by the Defendants

AND UPON considering the written observations of the Claimants opposing the Defendants' request for permission to appeal

IT IS ORDERED THAT:

1. The Defendants' request for permission to appeal from the judgment on the preliminary issue is refused.
2. This Order is final.

The Honourable Mr Justice Barling
President of the Competition Appeal Tribunal

Made: 17 October 2008
Drawn: 17 October 2008

