



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case No: 1111/3/3/09

BETWEEN

THE CARPHONE WAREHOUSE GROUP PLC

Appellant

- supported by -

BRITISH SKY BROADCASTING LIMITED

Intervener

- v -

OFFICE OF COMMUNICATIONS

Respondent

- supported by -

BRITISH TELECOMMUNICATIONS PLC

Intervener

ORDER

UPON considering a decision of the Office of Communications contained in a document entitled “A new pricing framework for Openreach” dated 22 May 2009

AND UPON reading the notice of appeal lodged by The Carphone Warehouse Group Plc under rule 8 of the Competition Appeal Tribunal Rules 2003 (S.I. No. 1372 of 2003) (“the Tribunal Rules”) on 22 July 2009

AND UPON reading the submissions of the parties filed in advance of the case management conference

AND UPON hearing counsel for the parties at a case management conference on 25 September 2009

IT IS ORDERED THAT:

1. Pursuant to rule 18 of the Tribunal Rules the proceedings be treated as proceedings in England and Wales
2. In relation to the proceedings before the Tribunal:
 - a. OFCOM file and serve their Defence by 5pm on 23 October 2009
 - b. The Interveners file and serve their respective Statements of Intervention by 5pm on 6 November 2009
3. There be liberty to apply

Vivien Rose
Chairman of the Competition Appeal Tribunal

Made: 25 September 2009
Drawn: 25 September 2009