



**IN THE COMPETITION**  
**APPEAL TRIBUNAL**

Case No.: 1234/3/3/13

**B E T W E E N:**

**GAMMA TELECOM HOLDINGS LIMITED**

Appellant

**-v-**

**OFFICE OF COMMUNICATIONS**

Respondent

**-and-**

**BRITISH TELECOMMUNICATIONS PLC**

Potential Intervener

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**ORDER (CONTINUATION OF STAY)**

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**UPON** receiving a Notice of Appeal dated 23 July 2014 from the Appellant pursuant to Rule 15 of the Competition Appeal Tribunal Rules 2003 (S.I. No. 1372 of 2003)

**AND UPON** the Appellant indicating to the Tribunal, Respondent and Potential Intervener that, given the relevance to these proceedings of the Tribunal's judgment in *British Sky Broadcasting Limited and TalkTalk Communications Group plc v Office of Communications* [2014] CAT 14 (the "Ethernet Judgment") that was handed down on 1 August 2014, the course of these proceedings will largely depend on the action of appellants in respect of the Ethernet Judgment

**AND UPON** the Tribunal making an order on 13 August 2014 staying these proceedings until, at the latest, five working days after a decision by the Court of Appeal on permission to appeal the Ethernet Judgment

**AND UPON** being notified by the Appellant on 23 November 2015 that the Court of Appeal has given permission to appeal the Ethernet Judgment in the case registered at the Court of Appeal under case number C3/2014/4185

**AND UPON** considering the request by the Appellant that the stay in these proceedings continue until five working days after the Court of Appeal hands down its judgment in the aforementioned case and there being no objection to that request by the Respondent or the Potential Intervener

**IT IS ORDERED THAT:**

1. The stay in these proceedings continue until five working days after the date on which the Court of Appeal hands down its judgment in case number C3/2014/4185
2. There be liberty to apply.

**Marcus Smith Q.C.**  
Chairman of the Competition Appeal Tribunal

Made: 24 November 2015  
Drawn: 24 November 2015