

IN THE HIGH COURT OF JUSTICE

**BUSINESS AND PROPERTY COURTS
OF ENGLAND AND WALES**



CP-2024-000006

Competition List (ChD)

MASTER MARSH (Sitting in Retirement)

Tuesday 16 July 2024

BETWEEN

**CLAIM Nos: CP-2024-000014
CP-2024-000006
CP-2024-000030
CP-2024-000011
CP-2024-000008
CP-2024-000018
CP-2024-000029
CP-2024-000020
CP-2024-000010
CP-2024-000023
CP-2024-000012
CP-2024-000013
CP-2024-000025**

**LOUIS VUITTON MALLETTIER SAS AND OTHERS
AS LISTED IN THE ANNEX**

Claimants

and

MASTERCARD INCORPORATED AND OTHERS

Defendants

CONSENT ORDER

UPON the above Proceedings (the "**Proceedings**") involving Claims against the Defendants in respect of alleged interchange fee overcharges

AND UPON the Claimants having issued the Claim Forms for those claims listed in the annex in the High Court on 23 May 2024

AND UPON READING the joint letter of Jones Day and Scott+Scott UK LLP dated 12 July 2024

AND HAVING REGARD TO section 16 of the Enterprise Act 2002 (as amended) (the “**2002 Act**”) and to section 16 of the Enterprise Act 2002 Regulations 2015 (the “**2015 Regulations**”)

AND HAVING REGARD TO paragraphs 8.3-8.6 and 8.10-8.13 of Practice Direction 30, supplementing CPR Part 30 (“**Practice Direction 30**”), and to paragraph 19.14 of the Chancery Guide

AND HAVING REGARD TO the overriding objective in CPR Rule 1.1

AND UPON the Court concluding, in the light of all the circumstances of the cases, including the wishes of the parties, that it is appropriate to make an Order pursuant to section 16(1) of the 2002 Act together with Regulation 2 of the 2015 Regulations in respect of these Proceedings, and noting that this Court may give such Directions or make such Order as it thinks fit to give effect to the determination of any issue by the Competition Appeal Tribunal pursuant to Regulation 2(b) of the 2015 Regulations

AND UPON the parties having agreed that the deadline for filing of the Defences is to be further extended to a date to be determined after this Order has taken effect

AND UPON the parties having agreed to this Order in draft form

BY CONSENT IT IS ORDERED THAT:

1. These Proceedings are hereby transferred to the Competition Appeal Tribunal pursuant to section 16(1) of the 2002 Act and Regulation 2 of the 2015 Regulations.
2. Pursuant to paragraph 3 of Practice Direction 30, this Order shall take effect forthwith.
3. The sending of this Order to the parties and the Competition Appeal Tribunal shall constitute notice to them for the purposes of paragraphs 8.5 and 8.12 of Practice Direction 30 and CPR Rule 30.4(1).

4. Any Order determining any issue in these Proceedings shall be made by this Court and any appeal therefrom may be made pursuant to CPR Part 52.
5. Costs in the Claims.

A sealed copy of this Order shall be served by the Claimants on the Defendants.

For the avoidance of doubt, neither this Order, nor the transfer effected by this Order, is intended to alter, limit or exclude in any respect any element of the Claimants' Claim as constituted in this Court prior to the transfer taking effect. If and to the extent that any element of the Claimants' Claim as constituted in this Court prior to the transfer taking effect is not capable of falling within the jurisdiction of the Competition Appeal Tribunal on a transfer, or would be altered, limited or excluded by this Order or the transfer, it is not subject to this Order and remains within the jurisdiction of this Court. This Court may give such further directions or make such further Order as it thinks fit in connection with the transfer and/or with any element as referred to above.

For the further avoidance of doubt, any Order determining any issue in these Proceedings shall be made by this Court and any appeal therefrom may be made pursuant to CPR Part 52.

Service of the Order

The Court has sent sealed copy of this Order to the **serving party**:

Claimants' Solicitors:

Scott+Scott UK LLP

1 Chancery Lane

London

WC2A 1LF

Ref: 23219UK

Email - pedward@scott-scott.com

Email - kburnham@scott-scott.com

ANNEX

CLAIM NUMBER	CLAIM TITLE
CP-2024-000014	Blanc Restaurants Limited & Ors v Mastercard Incorporated & Ors
CP-2024-000006	Bulgari France SAS & Ors v Mastercard Incorporated & Ors
CP-2024-000030	Celine UK Limited & Ors v Mastercard Incorporated & Ors
CP-2024-000011	Chaumet International S.A. & Ors v Mastercard Incorporated & Ors
CP-2024-000008	Christian Dior Couture SA & Ors v Mastercard Incorporated & Ors
CP-2024-000018	Fendi U.K. Limited & Ors v Mastercard Incorporated & Ors
CP-2024-000029	Fred Paris SA & Ors v Mastercard Incorporated & Ors
CP-2024-000020	Guerlain SAS & Ors v Mastercard Incorporated & Ors
CP-2024-000010	Le Bon Marché Maison Aristide Boucicaut SA & Ors v Mastercard Incorporated & Ors
CP-2024-000023	Loro Piana G.B. Limited & Ors v Mastercard Incorporated & Ors
CP-2024-000012	Louis Vuitton Malletier SAS & Ors v Mastercard Incorporated & Ors
CP-2024-000013	Parfums Christian Dior SA & Ors v Mastercard Incorporated & Ors
CP-2024-000025	Sephora SAS & Ors v Mastercard Incorporated & Ors