



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

Case No: 1697/5/7/24 (T)

BETWEEN:

**YEW FREIGHT TRADING LIMITED**

Claimant

- v -

**PURO VENTURES LIMITED**

Defendant

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**ORDER**

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**UPON** the Claimant having filed, on 17 January 2025, documents by which it has applied for (i) permission to amend the Particulars of Claim in the form of a draft Claim Form filed alongside that application (the “**Draft CF**”); (ii) a split trial arrangement to be ordered whereby certain issues in the proceedings be allocated to be determined at a first trial, whilst other issues be reserved to a second trial; and (iii) the issues forming part of the first trial be managed in accordance with the Tribunal’s fast-track procedure

**AND UPON** the Tribunal having listed a case management conference (“**CMC**”) in these proceedings for 23 April 2025

**AND UPON** hearing Counsel for the Claimant and Counsel for the Defendant at a case management hearing on 20 March 2025

## **IT IS ORDERED THAT:**

### **Amendment of pleadings**

1. The Claimant is granted permission to amend its Particulars of Claim by way of filing a document (a “**Claim Form**”) in the form of, or a reduced or otherwise adjusted formulation of, the Draft CF. The Claimant shall file and serve that revised pleading by 4 p.m. on Thursday 27 March 2025.
2. The Defendant shall file and serve a Defence, responding to the Claim Form, by 4 p.m. on Thursday 24 April 2025.
3. The Claimant shall file and serve any Reply to the Defence by 4 p.m. on Thursday 8 May 2025.
4. The Claimant shall pay the Defendant’s costs of, and occasioned by, the Claimant’s amendment to the Particulars of Claim on the standard basis, the amount, if not agreed, to be summarily assessed at the CMC.

### **List of issues**

5. By 4 p.m. on Thursday 15 May 2025 the parties are to jointly file an agreed List of Issues setting out the issues in the proceedings, as identified from the exchanged pleadings. If the parties have not been able to reach agreement as to any items in the list of issues, then the List of Issues is to set out each party’s proposed wordings (colour-coded to show which party has proposed which wording).

### **Proposals as to initial disclosure, the structuring of the proceedings and costs management**

6. By 4 p.m. on Friday 23 May 2025 the parties shall exchange proposals for initial disclosure.
7. If the Claimant wishes to make any revisions to its proposal (as set out in its Split Trial Application document filed and served on 17 January 2025) for a split trial and for part of the proceedings to be designated to be managed under the fast-track procedure

(“**Fast-track Designation**”), the Claimant shall file and serve its revised proposal by 4 p.m. on Friday 23 May 2025.

8. By 4 p.m. on Friday 30 May 2025 the Defendant shall file and serve its response to the Claimant’s proposals for a split trial and Fast-track Designation, and may, at the same time, make any alternative proposals for the structuring and management of the proceedings.
9. Parties to exchange, for the purposes of costs capping/management, any relevant witness evidence (as to means) and indicative budgets (prepared in respect of each party’s respective proposals as to how the issues in the proceedings should be progressed and tried), by 4 p.m. on Friday 6 June 2025. The Claimant shall, at the same time, serve its response to any alternative proposals for the structuring and management of the proceedings (as may have been served by the Defendant in accordance with paragraph 8 of this Order).

#### **Listing a CMC**

10. The listing for the CMC to take place on 23 April 2025 is vacated.
11. A CMC shall be listed for a date in the week commencing 23 June 2025 (or as soon as possible thereafter) with a time estimate of 1 day. The CMC shall take place an in-person hearing in London.

#### **Preparations for the CMC**

12. The Claimant shall file, no later than 10 days before the hearing, an agenda for the CMC which has been agreed between the parties.
13. The Claimant shall provide to the Tribunal and the Defendant, no later than 7 days before the hearing, an electronic bundle for the CMC, the contents of which have been agreed between the parties.
14. Each party shall file and exchange its skeleton argument for the CMC on the date that is 4 days before the hearing.

15. The Claimant shall provide to the Tribunal and the Defendant, no later than 2 days before the hearing, an electronic bundle of authorities, containing the authorities to which either party's counsel wishes to make reference at the CMC.
16. If any of the dates set out in paragraphs 12 to 15 of this Order falls on a day which is weekend or public holiday, the action required by that paragraph must be taken by 4 p.m. on the last working day before that day.
17. If the Tribunal's Registry requests the Claimant to provide hard copies of bundles, such hard copies shall be provided.

**Replacement of provisions of the Order dated 28 January 2025**

18. Paragraphs 2, 4 and 6 of the Order dated 28 January 2025 are cancelled (having been effectively replaced by alternative provision made within this Order).

**Costs**

19. The costs of this hearing shall be in the case.

**Andrew Lenon KC**  
Chair of the Competition Appeal Tribunal

Made: 27 March 2025  
Drawn: 27 March 2025