



Claim Nos: Various (listed in the Group Registers)

IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS
CHANCERY DIVISION

HC-2000-000003

IN THE MATTER OF THE MIRROR NEWSPAPER HACKING LITIGATION
BEFORE THE HONOURABLE MR JUSTICE MANN

Dated: 1st May 2020

BETWEEN:

VARIOUS CLAIMANTS

Claimants/Respondents

- and -

MGN LTD

Defendant

and

JAMES CUSICK (1st Applicant)
JAMES HANNING (2nd Applicant)
ALTLEV PROJECT (3rd Applicant)

Applicants

ORDER

UPON the application of the Applicants dated 17 March 2020 for an order that they be supplied with various documents relating to the litigation, pursuant to CPR 5.4C and the inherent jurisdiction of the Court

AND UPON the Parties and the Applicants consenting to the terms of this Order

IT IS ORDERED BY CONSENT THAT:

1. The Claimant shall provide to the Applicants, within 14 days, electronic copies of:
 - (a) all applications (whether by notice or not) made by the Lead Solicitor or by the Defendant which do not relate solely to an individual claimant
 - (b) the text of any part of the pleadings shared by more than one claimant including any
 - (i) generic or “common facts and issues” statements of case
 - (ii) replies and rejoinders that have been servedsubject to the terms of CPR 5.4C.
 - (c) all orders of the Court

where these relate to the MNHL (the “Court Record Documents”) save for any confidential schedules and matters redacted by order of the Court.

2. The Lead Solicitor for the Claimants shall provide to the Applicants within 21 days electronic copies of
 - a. transcripts (where they are in the possession of the Lead Solicitor) of proceedings held in open court
 - b. approved transcripts of Judgements or Rulings
 - c. skeleton arguments for any trial, Case Management Conferences, appeal hearings, costs hearings or any other interim hearings, including associated annexes or appendices, which have been deployed in Open Court or otherwise considered by the relevant Judge(s) or Master
 - d. witness statements which have been put in evidence at a hearing held in public
 - e. witness statements and written submissions considered by the relevant Judge(s) or Master when approving an application, issuing a ruling or judgment, (including in relation to appeals), on the basis of papers only.

where these relate to the MNHL (the "Hearing Documents"), save for any confidential schedules and matters redacted by order of the Court.

3. In respect of Court Record Documents which, at the date of this Order, have not yet been lodged, copies shall be provided by
 - (a) in the case of Orders, the serving Party within 7 days of sealing, and
 - (b) in other cases, by the lodging Party within 7 days of lodging, until further notice from Applicants.
4. In respect of Hearing Documents, which, at the date of this Order, have not yet been received or lodged, the Lead Solicitor for the Claimants shall provide these, on request from the Applicants,
 - a. in the case of the documents in paragraph 2(a) and (b), within one working day of their being received or of the request whichever is later, or
 - b. in the case of the documents in paragraph 2(c) and (d) on the first day of the hearing to which they relate following a request made during the hearing, or within 7 days of the request otherwise but not before the hearing in any event
 - c. In the case of documents in paragraph 2(e) within 7 days of the relevant judicial decision being communicated to the Parties
5. The Lead Solicitor for the Claimants shall
 - a. publish a copy the latest versions as served of Group Register and 2nd Group Register (including the 3rd Group Register) on his firm's website (which, for the avoidance of doubt, shall include only issued claims and public domain information) but only after having provided the Defendant with a draft copy, and 7 days within which to propose amendments to protect confidential information
 - b. shall use his reasonable endeavours to publish an updated version by the last working day of every other week
 - c. shall use his best endeavours to provide to the Applicants all the Statements in Open Court which have been read out in Open Court in the MNHL (and all parties shall assist him by providing copies to him for this purpose).
6. Dan Evans, on behalf of the Altlev Project, will use his best endeavours to provide any documents or information provided pursuant to paragraphs 1, 2, 3, 4 and 5(c) to other media organisations on request.

7. For the avoidance of doubt, nothing in this Order shall permit the disclosure or provision of any document that is, at the time at which its disclosure or provision would otherwise be due, regarded as confidential in these proceedings.
8. The Applicants and the Lead Solicitor for the Claimants may extend the time limits under this Order by agreement.
9. The Parties or the Lead Solicitor shall have liberty to apply to amend the Order (on at least 7 days' notice to the Applicants).
10. The Applicants will pay the Parties' reasonable costs of, and occasioned by, this Order, to be assessed on the standard basis if not agreed.
11. MNHL shall be defined, for the purposes of this Order, as the Mirror Newspapers Hacking Litigation, any appeals therefrom, and claims brought ancillary thereto (including cost claims)

This Order shall be served on the Parties by the 1st Applicant.

We consent to the Order being made in these terms

Solicitors for MGN Ltd

Lead Solicitors for the Claimants

Direct Access Counsel for
the Applicants