

**COMPETITION TRIBUNAL
REPUBLIC OF SOUTH AFRICA**

Case nos.: 75/X/Jul08

In the application of:

Laritza Investments 190 (Pty) Ltd

and

Imperial McCarthy (Pty) Ltd

Panel : N Manoim (Presiding Member), Y Carrim (Tribunal Member), and M Mokuena (Tribunal Member)

Heard on : 20 August 2008

Decided on : 20 August 2008

ORDER

Further to the application by the Applicants in terms of Rule 34(2)(b) of the Rules for the Conduct of Proceedings in the Competition Commission and in accordance with Rule 31(1) (f) of the Rules for the Conduct of Proceedings in the Competition Tribunal, and by agreement between the Applicants and the Competition Commission, the Competition Tribunal orders that –

1. The Commission refund the Applicants the amount of R 75 000. 00 (seventy five thousand rand) paid as a filing fee in respect of the notified intermediate merger, Commission reference number 2008May3744, which the Applicants have withdrawn.

N Manoim
Presiding Member

Concurring: Y Carrim and M Mokuena