

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION
TECHNOLOGY & CONSTRUCTION COURT

Claim no. HT-11-135

The Honourable Mr Justice Edwards-Stuart
London
Monday, 23rd April 2012

BETWEEN :-

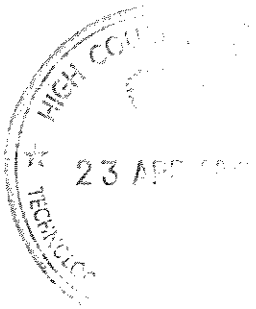
EMAPS LIMITED (t/a SYNECTIC GROUP)

Claimant

-and-

EASTERN SHIRES PURCHASING ORGANISATION

Defendants



ORDER

UPON THIS CASE coming on for trial on Wednesday 18th April 2012 and continuing on Thursday 19th April 2012 and this day Monday 23rd April 2012

AND UPON HEARING Counsel for the Claimant and the Defendant, and evidence given for the Claimant and reading documents in the Trial Bundle in this case

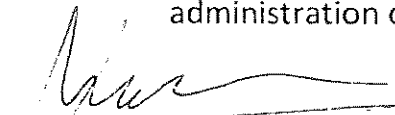
AND UPON the parties having agreed to the terms set out in the schedule here and
BY CONSENT

IT IS ORDERED :-


- (1) that the Claimant's claims and the Defendant's counterclaims are dismissed;
- (2) that any previous orders for costs made in this case be set aside so that no such orders for costs may be enforced hereafter, save that the order dated 16 March 2012 relating to joint payment of the transcription costs shall continue in effect;
- (3) that there be no further order for costs; and
- (4) that each of the parties has permission to apply to this Court for the purposes only of carrying into effect or enforcing the terms set out in the schedule.

SCHEDULE

1. The Claimant and Defendant agree that the agreement to dismiss the claims and counterclaims with no order for costs made in the consent order, is in full and final settlement of: (1) all the claims and counterclaims that were made in this action; and (2) any claims and counterclaims which could have been made in this action by the Claimant or Defendant against each other; and (3) any claims or counterclaims that could have been made by the Claimant and Defendant against each other or their directors, officers or employees.
2. For the avoidance of doubt the claims and counterclaims listed in (2) and (3) above include but are not limited to, the full and final settlement of claims and counterclaims by or against the Claimant, its directors, officers or employees and or by or against the Defendant, its directors, officers or employees for: misfeasance in public office; procurement of a breach of contract; claims arising in respect of the use of information technology; claims for infringement of copyright; claims arising under the Commercial Agents Regulations; and claims that might be made in any subsequent administration or winding-up of the Claimant.



Charles Machin
Counsel for the Claimant



James Dingemans QC
Daniel Tivadar
Counsel for the Defendant



23.4.2012