



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

**Case No: 1378/5/7/20**

**BETWEEN:**

**(1) EPIC GAMES, INC.**  
**(2) EPIC GAMES INTERNATIONAL S.À R.L**

Claimants

**and**

**(1) ALPHABET INC.**  
**(2) GOOGLE LLC**  
**(3) GOOGLE IRELAND LIMITED**  
**(4) GOOGLE COMMERCE LTD**  
**(5) GOOGLE PAYMENT LIMITED**

Defendants

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**ORDER**

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**UPON** the Tribunal's order made on 6 December 2021 and drawn on 21 December 2021 (the “**First Directions Order**”)

**AND UPON** the Tribunal's order made and drawn on 25 May 2022 (the “**Second Directions Order**”)

**AND UPON** the Tribunal's order made and drawn on 16 December 2022 amending the First Directions Order and the Second Directions Order

**AND UPON** the parties having agreed to the terms of this order

**IT IS ORDERED BY CONSENT THAT:**

1. Paragraph 10 of the First Directions Order is amended to read: *“The parties shall file and exchange signed statements of witnesses of fact and hearsay notices where required by CPR 33.2 by 4pm on 2 March 2023, such witness statements to stand as evidence-in-chief at trial”*.
2. Paragraph 11 of the First Directions Order is amended to read: *“The parties shall have permission to file and exchange any reply statements of witness of fact and any hearsay notices where required by CPR 33.2 by 4pm on 20 April 2023, such witness statements to stand as evidence-in-chief at trial”*.
3. Paragraph 13 of the First Directions Order is amended to read: *“The parties shall file and exchange expert reports by 4pm on 15 June 2023”*.
4. Paragraph 14 of the First Directions Order is amended to read: *“Any expert reports in reply shall be filed and served by 4pm on 10 August 2023”*.
5. Paragraph 15 of the First Directions Order is amended to read: *“The experts shall meet to discuss the expert reports by 7 September 2023 and shall file and serve a joint expert report by no later than 4pm on 6 October 2023”*.
6. Paragraph 8 of the Second Directions Order is amended to read: *“The CMA shall file and serve its written observations pursuant to Rule 50(2) of the Tribunal Rules by 5pm on 29 September 2023”*.
7. Paragraph 9 of the Second Directions Order is amended to read: *“If so advised, parties file and serve written observations on the CMA’s written observations by 5pm on 20 October 2023”*.
8. Costs in the case.
9. There shall be liberty to apply.

**Sir Marcus Smith**  
President of the Competition Appeal Tribunal

Made: 6 February 2023  
Drawn: 6 February 2023