



IN THE COMPETITION APPEAL TRIBUNAL

Case No. 1590/4/12/23

BETWEEN:

MICROSOFT CORPORATION

Applicant

– and –

COMPETITION AND MARKETS AUTHORITY

Respondent

– and –

ACTIVISION BLIZZARD, Inc.

Intervener

ORDER

UPON the application by Microsoft Corporation for permission to withdraw its application under section 120 of the Enterprise Act 2002 for the review (“**Application for Review**”) of the decision of the Competition and Markets Authority dated 26 April 2023, pursuant to Rule 13 of the Competition Appeal Tribunal Rules 2015

AND UPON the decision of the Respondent dated 13 October 2023 to grant consent under paragraph 12 of the Microsoft and Activision Merger Inquiry Order 2023 for Microsoft to acquire Activision Blizzard, Inc. (“**Activision**”) (excluding Activision’s non-EEA cloud streaming rights)

AND UPON the Parties having agreed to the terms of this order

IT IS ORDERED THAT:

1. The Applicant be permitted to withdraw its Application for Review.

2. The Applicant shall pay the Respondent's costs of the Application for Review within 30 days of this order being made.

Sir Marcus Smith

President of the Competition Appeal Tribunal

Made: 20 November 2023

Drawn: 20 November 2023