



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

Case No: 1403/7/7/21

BETWEEN:

**DR RACHAEL KENT**

Class Representative

**-and-**

**(1) APPLE INC.**

**(2) APPLE DISTRIBUTION INTERNATIONAL LTD**

Defendants

---

**DIRECTIONS ORDER**

---

**UPON** the Class Representative's application dated 22 November 2023 for (i) certain financial data and information and (ii) a variation of paragraph 9 of the Tribunal's order dated 5 April 2023

**AND UPON** hearing Leading Counsel for the Class Representative and Leading Counsel for the Defendants at the case management conference on 14 December 2023

**IT IS ORDERED THAT:**

**Disclosure**

1. By **4pm** on **19 December 2023**, the Class Representative shall provide to the Defendants a list of questions as to the Defendants' accounting practices (the "**CR's Questions**").
2. By **4pm** on **12 January 2024**, the Defendants shall provide a witness statement, verified by a statement of truth, from an appropriate officer or employee of the Defendants (or

one of them) explaining how costs are recorded across the business and providing any further responses to the CR's Questions insofar as is proportionate.

### **Timetable**

3. Paragraph 9 of the Tribunal's order dated 5 April 2023 is varied as follows:

*“By no later than 4pm on 24 January 2024 ~~the date three months after inspection is provided pursuant to paragraph 7,~~ the Class Representative shall have made any further requests for disclosure of and/or propose further searches for documents falling outside the scope of the disclosure provided pursuant to paragraphs 1, 5 and 7 above.”*

### **Costs**

4. Costs in the case.

### **Liberty to apply**

5. There be liberty to apply.

**Ben Tidswell**  
Chair of the Competition Appeal Tribunal

Made: 19 December 2023  
Drawn: 19 December 2023