



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

ORDER

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 on 25 May 2022 (the “Second Directions Order”)

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

AND UPON the Tribunal’s order made on 6 February 2023 amending the First Directions Order and the Second Directions Order

AND UPON the Tribunal’s order made on 2 March 2023 amending the First Directions Order

AND UPON the Tribunal’s order made on 18 April 2023 amending the First Directions Order and the Second Directions Order

AND UPON the Tribunal’s order made on 21 September 2023, amending the First Directions Order and the Second Directions Order

AND UPON the Tribunal's order made on 22 December 2023 amending the First Directions Order

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

IT IS ORDERED THAT:

1. Paragraph 10 of the First Directions Order is amended to read: "The parties shall file and exchange signed witness statements of fact by 4pm on 3 March 2023, such witness statements to stand as evidence-in-chief at trial, and the parties shall file and exchange hearsay notices where required by CPR 33.2 by 4pm on 3 May 2024".
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 by 4pm on 22 March 2024, such witness statements to stand as evidence-in-chief at trial".
3. Costs in the case.
4. There shall be liberty to apply.

Sir Marcus Smith
President of the Competition Appeal Tribunal

Made: 9 February 2024
Drawn: 9 February 2024