



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

Case No: 1570/5/7/22 (T)

BETWEEN:

**JJH ENTERPRISES LIMITED**  
**(TRADING AS VALUE LICENSING)**

Claimant

- v -

**(1) MICROSOFT CORPORATION**  
**(2) MICROSOFT LIMITED**  
**(3) MICROSOFT IRELAND OPERATIONS LIMITED**

Defendants

---

**CONSENT ORDER**

---

**UPON** the Order of Mr Turner KC dated 27 February 2024 (the “Third CMC Order”)

**AND UPON** the Parties reaching agreement in correspondence

**IT IS ORDERED BY CONSENT THAT:**

1. Paragraph 1 of the Third CMC Order shall be varied such that the Defendants shall, by 4:00pm on Friday 24 May 2024, provide to the Claimant disclosure by way of List of Documents in the relevant practice form, together with a disclosure statement verified by a statement of truth, and simultaneously electronic inspection of any documents falling within the categories set out in Annex A to the Third CMC Order;
2. Paragraph 3 of the Third CMC Order shall be varied such that the Claimant shall, by 4:00pm on Friday 24 May 2024, provide to the Defendants disclosure by way of List

of Documents in the relevant practice form, together with a disclosure statement verified by a statement of truth, and simultaneously electronic inspection of any documents falling within the categories set out in Annex C to the Third CMC Order.

3. Annex B to the Third CMC Order be replaced with the revised Annex B to this Order.

**Justin Turner KC**  
Chair of the Competition Appeal Tribunal

Made: 2 May 2024  
Drawn: 2 May 2024

---

## ANNEX B

---

### 1. CUSTOMERS AND TIME PERIODS

The customers and time periods for the purposes of paragraph 2 of this order and paragraph 2 of Annex A are as follows:

<u>Customer</u>	<u>Time period</u>	<u>Connectors</u>
BT Group Plc / British Telecom Plc	1 January 2015 to 1 April 2018	“BT” OR “British Telecom” OR “B.T.”
John Lewis Plc	1 January 2016 to 31 December 2017	“John Lewis” OR “JL” OR “Waitrose”
Danish Standards Foundation	1 July 2016 to 30 June 2018	“Danish Standards” OR “DS” OR “Dansk Standard” OR “Besøg Dansk Standard” OR “Fonden Dansk Standard”
Carlsberg Group	1 January 2016 to 31 December 2018	“Carlsberg”
Barclays Bank	1 July 2017 to 31 December 2021	“Barclays”
Vodafone Group Plc	1 July 2017 to 31 December 2019	“Vodafone”
Havas SA	30 June 2017 to 30 June 2019	“Havas” OR “Havass”
Royal Imtech B V	1 May 2015 to 31 August 2017	“Royal Imtech” OR “Imtech” OR “Marine Netherlands”
Achmea	1 March 2018 to 31 December 2021	“Achmea”

### 2. SEARCH PARAMETERS

For the purposes of paragraph 2 of Annex A, the search parameters shall be:

1. The mailboxes of the individuals identified pursuant to paragraph 2 of the Order.

2. The time periods stipulated in the table above.
3. The following search terms, with the additional connectors in respect of each customer set out in the table above:

“relinquish\*”

“upgrad\*” AND (“licen\*” OR “subscription\*”)

“trade\* in” OR “traded in” OR “trade in” OR “trades in” OR “trading in”

“levie\* up” OR “levy up”

“give\* up” OR “give up” OR “given up” OR “giving up” OR “gives up”

“transition\*” AND (“licen\*” OR “subscription\*”)

“void\*”

“office buyback” OR “buyback”

“roll-up” OR “rolled-up” OR “rolled-in”

(“NDA\*” OR “non-disclosure agreement\*”) AND (“licen\*” OR “subscription\*”)

“From SA”

“second hand” OR “second-hand”

“SHS”

“2<sup>nd</sup> hand”

“shelfware”

“preowned”

“resell”

“licens\*” OR “licence\*” AND “transfer”

“retention”

“retain\*”

“Usedsoft”

“ValueLicensing” OR “ValueLicencing”

“JJH”

The above search terms should be adapted where appropriate to take into account US spelling, singular/plural, tense and word forms (e.g. licensing, licensed, resell, reselling) and should include provision for common spelling mistakes.