



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1424/5/7/21 (T)

BETWEEN:

- (1) KELKOO.COM (UK) LIMITED
- (2) KELKOO SAS
- (3) JAMPLANT LIMITED
- (4) KELKOO INTERNET S.L.
- (5) KELKOO AS
- (6) KELKOO SRL
- (7) KELKOO NETHERLANDS BV
- (8) KELKOO AB
- (9) KELKOO DEUTSCHLAND GMBH
- (10) KELKOO DANMARK A/S
- (11) JOLT LIMITED

(together, “**Kelkoo**”)

Claimants

v

- (1) GOOGLE UK LIMITED
- (2) GOOGE IRELAND LIMITED
- (3) GOOGLE INC.

(together, “**Google**”)

Defendants

CONSENT ORDER (DISCLOSURE)

UPON the Tribunal’s Order made on 19 September 2023 directing that Google disclose, inter alia, transcripts of the depositions of certain individuals to the Federal Trade Commission (the “**Previously Disclosed FTC Transcripts**”)

AND UPON the confidentiality order dated 15 May 2024 (the “**Confidentiality Order**”) providing for confidential information to be designated as Confidential or Legal Eyes Only (“**LEO**”) Confidential Information, and providing for the creation of a Confidentiality Club and a Legal Eyes Only Confidentiality Club

AND UPON the Defendants’ agreement to disclose to the Claimants certain other Federal Trade Commission (“**FTC**”) deposition transcripts and certain exhibits to the Previously Disclosed FTC Transcripts, all of which are listed in the Schedule to this Order

IT IS ORDERED BY CONSENT THAT:

1. Within 14 days of the date of this Order, the Defendants shall disclose and give inspection to the Claimants of all documents and data listed in the Schedule to this Order.
2. Documents and/or data containing Confidential Information or Legal Eyes Only Confidential Information which are disclosed by the Defendants pursuant to this Order shall be disclosed pursuant to the terms of the Confidentiality Order.
3. Costs in the case.
4. The parties have liberty to apply.

The Honourable Mr Justice Roth
Acting President of the Competition Appeal Tribunal

Made: 30 October 2024
Drawn: 30 October 2024

Schedule - Defendants' Agreed Disclosure

A. FTC Transcripts

Transcripts of the following individuals' depositions to the FTC:

- a. Joan Braddi;
- b. Udi Manber;
- c. Sameer Samat;
- d. Hal Varian; and
- e. Sanjay Kapoor.

B. Exhibits to the Previously Disclosed FTC Transcripts

Exhibit / CX	BATES Number	Transcript Page Reference
Cristos Goodrow Testimony (GOOG-SHOP-00242598)		
CX 2	GOOG-DB-000003039	26
CX 3	GOOG-Texas-0195211	36
CX 8	GOOG-WRIG-000048388	88
CX 9	GOOG-Texas-0191088	91
CX 14	GOOG-Texas-0197922	131
CX 15	GOOG-Texas-0192927	145
CX 16	GOOG-Texas-0199876	158
CX 17	GOOG-Texas-0191272	188
CX 18	GOOG-Texas-0195734	197
CX 19	GOOG-Texas-0181542	210

CX 20	GOOG-DB-46242	217
CX 21	GOOG-Texas-0180476	238
CX 22	GOOG-Texas-0181400	250
CX 23	GOOG-MANB-000012571	260

Nicholas Fox Testimony (GOOG-SHOP-00242703)

CX 115	GOOG-Texas 0035011	120
CX 117	GOOG-FOX-00013871	155
CX 118	GOOG-FOX-00071770	165
CX 119	GOOG-Texas-0035165	197
CX 120	(BATES number unknown)	202

Eric Schmidt Testimony (GOOG-SHOP-00222502)

CX 139	GOOG-MAYE-000031821	58
CX 140	GOOG-ROSE-000013313	87
CX 142	GOOG-ROSE-00004231	112
CX 143	GOOG-AROR-000006456	133
CX 145	GOOG-MAYE-00009674	191
CX 147	GOOG-ROSE-000053419	202
CX 148	GOOG-GEC-0117571	224
CX 149	GOOG-SCHM-00002688	231
CX 150	GOOG-SCHM-000001169	242
CX 152	GOOG-ROSE-000012756	264
CX 153	GOOG-KAMA-000004579	271

Marissa Mayer Testimony (GOOG-SHOP-00222378)

CX 157	GOOG-Texas-13579	61
CX 159	BATES number unknown	97
CX 168	GOOG-Texas-0214363	268
CX 169	(BATES Number unknown)	284

Sergey Brin Testimony (GOOG-SHOP-00222235)

CX 171	GOOG-ITA-140001172	43
CX 172	GOOG-ITA-140001173	43
CX 173	GOOG-ITA-13-0001313	63
CX 175	GOOG-ITA-13-0000816	128