



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1378/5/7/20
1408/7/7/21
1673/7/7/24

BETWEEN:

- (1) EPIC GAMES, INC.**
(2) EPIC GAMES ENTERTAINMENT INTERNATIONAL GMBH

Claimants (together, “Epic”)

- v -

- (1) ALPHABET INC.**
(2) GOOGLE LLC
(3) GOOGLE IRELAND LIMITED
(4) GOOGLE COMMERCE LTD
(5) GOOGLE PAYMENT LIMITED

Defendants
(the “Epic Proceedings”)

AND BETWEEN:

- (1) ELIZABETH HELEN COLL**

Class Representative

- v -

- (1) ALPHABET INC.**
(2) GOOGLE LLC
(3) GOOGLE IRELAND LIMITED
(4) GOOGLE COMMERCE LTD
(5) GOOGLE PAYMENT LIMITED

Defendants
(the “Coll Proceedings”)

AND BETWEEN:

(1) PROFESSOR BARRY RODGER

Class Representative

-v-

(1) ALPHABET INC.

(2) GOOGLE LLC

(3) GOOGLE IRELAND LIMITED

(4) GOOGLE ASIA PACIFIC PTE LIMITED

(5) GOOGLE COMMERCE LIMITED

(6) GOOGLE PAYMENT LIMITED

(7) GOOGLE UK LIMITED

Defendants

(the “Rodger Proceedings”)

ORDER

UPON the trial listed to take place between 6 October 2025 and 5 December 2025 in the Coll and Epic Proceedings

AND FURTHER to the Order of the Tribunal dated 15 May 2024 made in the Epic Proceedings and the Coll Proceedings (“the May Order”)

AND UPON each of Epic, Professor Rodger, Ms Coll and Google filing submissions in respect of the joint case management of the Epic, Rodger and Coll Proceedings (together “the Proceedings”)

AND UPON hearing Leading Counsel for each of Epic, Professor Rodger, Ms Coll and Google at the joint case management conference on 14 March 2025

AND UPON considering the correspondence from the parties dated 14 March 2025, 17 March, 18 March and 19 March respectively, including the joint offer of indemnity by the Epic Claimants and Professor Rodger offering to pay Ms Coll up to £1.5 million each to meet her costs reasonably incurred as a result of any consolidation of the Rodger, Epic and Coll proceedings (the “Proposed Indemnity”)

IT IS ORDERED THAT:

1. Paragraphs 2 to 4, 9 to 11, 17 and 19 of the May Order are set aside.
2. The Epic, Coll and Rodger Proceedings shall be jointly case managed.
3. The trial in the Epic and Coll Proceedings currently listed for eight weeks beginning on 6 October 2025 is vacated and the direction for the further trial in the Epic Proceedings referred to in paragraph 9(b) of the May Order is set aside.
4. The Epic Proceedings, the Coll Proceedings and the Rodger Proceedings are to be tried together, at a trial listed to commence on a date in October 2026 to be fixed.
5. A case management conference shall be listed in the Proceedings on the first available date between 7-10 April 2025 (the “April CMC”).
6. The Defendants in the Rodger Proceedings (“Google”) are to serve their Defence by 4pm on 22 April 2025.
7. The Claimant in the Rodger Proceedings is to serve his Reply by 4pm on 13 May 2025.
8. Any application for an extension of time in relation to paragraph 8 or paragraph 9 is to be made at the April CMC.
9. The parties shall seek to agree directions in advance of the April CMC, including a proposed timetable to trial.
10. The parties shall seek to agree the terms of a joint Confidentiality Ring Order to be subject to the Tribunal’s approval. Any disagreement between the parties shall be referred to the Tribunal for consideration at the April CMC.
11. The parties shall seek to agree the terms of the Proposed Indemnity. Any disagreement between the parties shall be referred to the Tribunal for consideration at the April CMC.

Liberty to apply

12. The parties shall have liberty to apply in respect of this order.

The Honourable Mr Justice Morris

Chair of the Competition Appeal Tribunal

Made: 24th March 2025

Drawn: 24th March 2025