



IN THE COMPETITION
APPEAL TRIBUNAL

Case Nos 1378/5/7/20
1408/7/7/21
1673/7/7/24

B E T W E E N:

- (1) Epic Games, Inc
(2) Epic Games Entertainment International GmbH
("Epic")

Claimants

- and -

- (1) Alphabet Inc
(2) Google LLC
(3) Google Ireland Limited
(4) Google Commerce Limited
(5) Google Payment Limited

Defendants

(the "Epic Proceedings")

A N D B E T W E E N:

Elizabeth Helen Coll

the "Coll" Class Representative

- and -

- (1) Alphabet Inc
(2) Google LLC
(3) Google Ireland Limited
(4) Google Commerce Limited
(5) Google Payment Limited

Defendants

(the "Coll Proceedings")

A N D B E T W E E N:

Professor Barry Rodger

the "Rodger" Class Representative

- and -

- (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 a case management conference in the Epic, Coll and Rodger Proceedings taking place on 1 May 2025

AND UPON the Order of the Tribunal made on 4 August 2025 following the 1 May CMC (the **“4 August Order”**)

AND UPON the Rodger Class Representative serving his supplementary disclosure requests on Google on 4 July 2025 (the **“Supplementary Disclosure Requests”**)

AND UPON Google providing a response to the Supplementary Disclosure Requests on 25 July 2025

AND UPON Google submitting its disclosure requests to the Rodger Class Representative on 25 July 2025 (the **“Google Disclosure Requests”**)

AND UPON the Rodger Class Representative providing a response to the Google Disclosure Requests on 11 August 2025

AND UPON the Rodger Class Representative providing to Google on 12 August 2025 an amended form of the Supplementary Disclosure Requests in two tables identifying which Supplementary Disclosure Requests he maintains, withdraws or modifies with reasons (the **“Amended Supplementary Disclosure Requests”**)

AND UPON the Tribunal listing a case management conference on 25 September 2025 (**“25 September CMC”**) to consider the Amended Supplementary Disclosure Requests and the Google Disclosure Requests.

AND UPON the Coll Class Representative’s letter to the Tribunal dated 15 August 2025 setting out her comments and additional requests (the **“Coll Disclosure Requests”**) relating to the disclosure sought by Google relevant to pass-on (the **“Google Pass-on Requests”**)

IT IS ORDERED THAT:

1. By **5.30pm** on **27 August 2025**:
 - 1.1 Google shall serve its response on the Rodger Class Representative in respect of the Amended Supplementary Disclosure Requests if so advised in a new column in response to the clean table of Amended Supplementary Disclosure Requests (“**Google’s Further Response**”).
 - 1.2 the Rodger Class Representative shall serve his response to the Coll Disclosure Requests.
2. By **4pm** on **29 August 2025** the Rodger Class Representative and Google shall each file and serve a summary that provides a position statement on disclosure by both parties and sets out the steps taken in relation to disclosure to date in the proceedings, including an indication of the costs to date.
3. By **5pm** on **3 September 2025**:
 - 3.1 Google shall serve (if so advised) any reply to the Rodger Class Representative’s response to the Google Disclosure Requests.
 - 3.2 The Coll Class Representative shall serve (if so advised) any reply to the Rodger Class Representative’s response to the Coll Disclosure Requests.
4. By **5pm** on **5 September 2025** the Rodger Class Representative shall serve any further reply to Google’s Further Response in the final column in Google’s Further Response.
5. By no later than **12pm on 12 September 2025** legal representatives of the Rodger Class Representative, Google and (if the Google Pass-on Requests are maintained) the Coll Class Representative shall arrange and attend a meeting to seek to resolve or narrow any outstanding disclosure requests. The Coll Class Representative shall attend only those part(s) of the meeting addressing the Coll Disclosure Requests and Google Pass-on Requests.
6. By **4pm** on **17 September 2025** the Rodger Class Representative and Google shall serve schedules which include only the requests that need to be resolved by the Tribunal.

7. By **4pm** on **19 September 2025** the Rodger Class Representative, Google and (if the Google Pass-on Requests are maintained) the Coll Class Representative shall file and exchange their skeleton arguments in connection with the outstanding disclosure requests.
8. By **4pm** on **22 September 2025** the Rodger Class Representative shall file and serve an electronic copy of the agreed hearing bundle(s) and one hard copy core bundle (that bundle not exceeding two volumes).
9. Paragraph 8.4 of the 4 August Order is disappplied in respect of any disclosure requests which remain in issue following the 1 August CMC. The parties shall provide disclosure in respect of those requests as agreed and/or as ordered at the 25 September CMC, on a rolling basis and in any event by no later than 5pm on the date falling 21 days after determination of the disclosure requests heard at the 25 September CMC with liberty to apply for an extension of that date if required.

GENERAL

10. Costs shall be costs in the case.
11. There be liberty to apply.

Hodge Malek KC

Chair of the Competition Appeal Tribunal

Made: 2 September 2025

Drawn: 2 September 2025