



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1731/7/7/25

BETWEEN:

ALEXANDER WOLFSON

Proposed Class Representative

- v -

(1) MICROSOFT CORPORATION

(2) MICROSOFT LIMITED

(3) MICROSOFT IRELAND OPERATIONS LIMITED

Proposed Defendants

ORDER

UPON the Proposed Class Representative filing the collective proceedings claim form pursuant to section 47B of the Competition Act 1998 and Rule 75 of the Competition Appeal Tribunal Rules 2015 (“**Tribunal Rules**”) on 12 May 2025 (the “**Proposed Collective Proceedings**”)

AND UPON the Order of the President drawn on 15 July 2025 extending the time for any challenge by the Proposed Defendants to the Tribunal’s jurisdiction until 15 September 2025

AND UPON the Proposed Defendants’ letter to the Tribunal dated 12 September 2025: (i) indicating that the Proposed Defendants would file a challenge to the Tribunal’s jurisdiction to determine non-competition law issues that arise in the Proposed Collective Proceedings (the “**Subject Matter Jurisdiction Challenge**”); and (ii) seeking directions as to the time for the filing of a challenge to the Tribunal’s jurisdiction based on exclusive jurisdiction clauses agreed by at least certain members of the proposed class (the “**Contractual Jurisdiction Challenge**”)

AND UPON the Proposed Class Representative’s letter to the Tribunal dated 15 September 2025 responding to the Proposed Defendants’ letter dated 12 September 2025 and opposing the extension sought by the Proposed Defendants to file the Contractual Jurisdiction Challenge

AND UPON the Proposed Defendants' Subject Matter Jurisdiction Challenge filed on 15 September 2025: (i) seeking a declaration pursuant to Rule 34(1)(a) of the Tribunal Rules that the Tribunal does not have jurisdiction to determine the non-competition law issues that would arise in the Proposed Collective Proceedings; and (ii) seeking a stay of the Proposed Collective Proceedings, pursuant to Rule 53(2)(k) of the Tribunal Rules, pending the determination of the appeal of the Tribunal's ruling in *JJH Enterprises Limited (trading as ValueLicensing) v Microsoft Corporation & Ors*, [2025] CAT 33, that appeal having been listed for a one day hearing on 31 March or 1 April 2026

IT IS ORDERED THAT:

1. The deadline by which the Proposed Defendants shall file any Contractual Jurisdiction Challenge is extended until **4:00pm on 3 October 2025**.
2. There be liberty to apply.
3. Costs reserved.

The Hon Mrs Justice Bacon
President of the Competition Appeal Tribunal

Made: 16 September 2025
Drawn: 16 September 2025