



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1589/5/7/23 (T)

BETWEEN:

INFEDERATION LIMITED
(“Foundem”)

Claimant

- v -

(1) GOOGLE LLC
(2) GOOGLE IRELAND LIMITED
(3) GOOGLE UK LIMITED

Defendants

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

AND BETWEEN:

(1) KELKOO.COM (UK) LIMITED
(2) KELKOO SAS
(3) JAMPLANT LIMITED
(4) KELKOO INTERNET SL
(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) GOOGLE IRELAND LIMITED
(3) GOOGLE LLC

Defendants

AND BETWEEN:

WHITEWATER CAPITAL LIMITED
(“Ciao”)

Claimant

- v -

(1) GOOGLE LLC
(2) ALPHABET INC

Defendants

ORDER (COSTS OF PRELIMINARY ISSUE TRIAL)

UPON the trial of the preliminary issue in these proceedings along with Case 1636/5/7/24 (T) *Skimbit Ltd & Ors v Google UK Limited & Ors* (the **Connexity Proceedings**) to determine, insofar as this was disputed, which recitals in the European Commission’s decision in Case AT.39740 *Google Shopping* are binding on the Tribunal and what those recitals mean (the **Preliminary Issue Trial**)

AND UPON the judgment of the Tribunal regarding the Preliminary Issues Trial handed down on 9 July 2025 ([2025] CAT 39)

AND UPON the application of the Claimants along with the Claimants in the Connexity Proceedings dated 26 September 2025 for their costs arising in connection with the Preliminary Issue Trial

AND UPON the Order of the Tribunal dated 11 February 2026 by consent in the Connexity proceedings dismissing the proceedings

AND UPON the Ruling of the Tribunal dated 26 March 2026 on the Costs Application ([2026 CAT 28)

IT IS ORDERED THAT:

- 1 One half of Google’s and of the Claimants’ solicitors’ costs relating to the Preliminary Issues Trial shall be costs in the case.

- 2 Save for the costs covered by paragraph 1 above, Google shall pay 75% of the Claimants' costs relating to the Preliminary Issues Trial on the standard basis, those costs to be subject to detailed assessment if not agreed.

- 3 Google shall make interim payments on account of the costs payable pursuant to paragraph 2 above to Foundem, Kelkoo and Ciao in the following amounts within 21 days of the date of this Order:
 - a. to Foundem: £73,627.99; and
 - b. to Kelkoo and Ciao jointly: £91,280.95.

- 4 There be liberty to apply.

Sir Peter Roth
Chair of the Competition Appeal Tribunal

Made: 26 March 2026
Drawn: 26 March 2026