



IN THE COMPETITION APPEAL TRIBUNAL

Case No. 1689/7/7/24

BETWEEN:

CONSUMERS' ASSOCIATION

Class Representative

– and –

(1) APPLE INC.

(2) APPLE DISTRIBUTION INTERNATIONAL LIMITED

(3) APPLE EUROPE LIMITED

(4) APPLE RETAIL UK LIMITED

Defendants

ORDER (CONSEQUENTIAL MATTERS)

UPON the Class Representative's application for a Collective Proceedings Order pursuant to section 47B of the Competition Act 1998 ("**Act**") and Rule 75 of the Competition Appeal Tribunal Rules 2015 (the "**Tribunal Rules**") (the "**CPO Application**") made in the Collective Proceedings Claim Form dated 8 November 2024 (the "**Claim Form**")

AND UPON the Defendants' application dated 8 August 2025 for reverse summary judgment and/or to strike out the part of the Class Representative's claim relating to non-paying users (the "**Defendants' Strike Out Application**")

AND UPON hearing Leading Counsel for the Class Representative and the Defendants at hearings to determine the CPO Application and the Defendants' Strike Out Application on 19-20 November 2025 and 6 March 2026

AND UPON the Tribunal handing down judgments on the CPO Application and the Defendants' Strike Out Application, on 2 April and 6 May 2026, respectively, certifying the Collective Proceedings and dismissing the Defendants' Strike Out Application (the latter being the "**Strike Out Judgment**")

AND UPON the Defendants applying on 27 May 2026 for permission to appeal the Strike Out Judgment on three grounds (the "**PTA Application**")

AND UPON the Tribunal requesting that the parties file high-level costs budgets in the Precedent Z format prior to the consequential hearing on 3 June 2026

AND UPON hearing Leading Counsel for the Class Representative and the Defendants at a consequential hearing on 3 June 2026

AND UPON the Tribunal making a Collective Proceedings Order on 17 June 2026 (the “CPO”)

IT IS ORDERED THAT:

A. CONFIDENTIALITY RING

1. By **5pm** on **30 June 2026**, the parties will file a proposed confidentiality ring order, with any points of disagreement to be determined by the Tribunal on the papers.

B. PLEADINGS

2. By **5pm** on **15 June 2026**, the Class Representative shall file and serve an Amended Claim Form.
3. By **5pm** on **31 July 2026**, the Defendants shall file and serve their Defence.
4. By **5pm** on **14 September 2026**, the Class Representative shall file and serve its Reply to the Defence.

C. DISCLOSURE AND INSPECTION OF DOCUMENTS

5. By **5pm** on **14 September 2026**, the Class Representative shall send a draft list of issues for trial (“LOIT”) to the Defendants, prepared exclusively by reference to issues contained in the pleadings.
6. By **5 October 2026**, the parties shall use reasonable endeavours to agree the LOIT and identify any points of disagreement.
7. By **5pm** on **9 October 2026**, the Class Representative shall file and serve reasoned disclosure requests, including proposals as to the nature, scope and date ranges of the proposed searches, in the form of a Redfern Schedule.

8. By **5pm** on **6 November 2026**, the Defendants shall file and serve their response to the Class Representatives' Redfern Schedule, including a reasoned explanation of any areas of disagreement in respect of disclosure requests.
9. By **5pm** on **18 November 2026**, the Class Representative shall file and serve their reply (if any) to the Defendants' response to the Redfern Schedule, identifying any outstanding areas of disagreement with summary reasons for the disagreement. Any matters that are not agreed will be determined by Tribunal at a case management conference to be listed in accordance with paragraph 10 below.

D. CMC AND COSTS BUDGETING

10. Any matters not agreed in relation to disclosure shall be determined at a case management conference ("CMC1") to be listed for **27 November 2026**, with a time estimate of 1 day.
11. The Class Representative and the Defendants shall file revised costs budgets in the Precedent Z format 7 days prior to CMC1.
12. The Class Representative shall forward to the Tribunal on the first working day of each month a letter from its funder, LCM Funding UK Limited ("LCM"), informing the Tribunal whether there have been any material developments in relation to the LCM group's financial position which are relevant to the funding of these proceedings.

E. INDICATIVE DIRECTIONS TO TRIAL

13. The following directions are made on an indicative basis, to be considered further at CMC1, and are subject to further order:
 - (a) The disclosure phase of these proceedings, with disclosure being given on a rolling basis, shall conclude by **8 October 2027**;
 - (b) The filing and service of factual evidence shall conclude by **17 December 2027**;

- (c) The filing and service of all expert evidence in these proceedings, including of any joint statement of matters agreed and not agreed, shall conclude by **28 April 2028**.

F. TRIAL

14. The case shall be listed for trial beginning on the first available date in **October 2028**, with a time estimate of 9 weeks. The first week shall be a reading week for the Tribunal.

G. PTA AND GENERAL

15. The Defendants have permission to appeal the Strike Out Judgment on all three of the grounds identified in their PTA Application.
16. By agreement, the parties may vary without further order any deadline in this Order for a period or periods of up to 28 days in total without reference to the Tribunal provided that they inform the Tribunal of such agreement in advance of the expiry of the relevant deadline and the extension does not affect the date of any CMC.
17. Save for those costs assessed in the CPO, costs shall be in the case.
18. There be liberty to apply.

The Honourable Mr Justice Waksman
Chair of the Competition Appeal Tribunal

Made: 17 June 2026
Drawn: 17 June 2026