



Case No: 1601/7/7/23

IN THE COMPETITION APPEAL TRIBUNAL

BETWEEN:

DR SEAN ENNIS

Class Representative

- v -

(1) APPLE INC.

(2) APPLE DISTRIBUTION INTERNATIONAL LIMITED

(3) APPLE CANADA INC.

(4) APPLE PTY LIMITED

(5) APPLE SERVICES LATAM LLC

(6) ITUNES K.K.

(7) APPLE (UK) LIMITED

(8) APPLE EUROPE LIMITED

Defendants

ORDER

UPON the Reasoned Order of the Tribunal made and drawn on 15 June 2026 (the **June CMC Order**)

AND UPON the case management conference held on 17 September 2026

AND UPON the Reasoned Order of the Tribunal made and drawn on 22 September 2026

IT IS ORDERED THAT:

Disclosure

1. Within 4 weeks of the date of this Order, the Defendants shall give any third-party

notifications that are contractually necessary for them to comply with their obligations under paragraph 2 below.

2. Within 6 weeks of the date of this Order, the Defendants shall:

- a. perform reasonable searches for, disclose, and (to the extent identified) produce to the Class Representative:
 - i. any presentations or similar documents sent to senior individuals which track the implementation of the business model changes in the jurisdictions where the Territorial Exceptions, meaning the exceptions introduced by Apple to its usual rules on app distribution and/or payment processing that apply on a territorial or jurisdictional basis, including (but not limited to) those introduced in the EU (including pursuant to the Digital Markets Act), the Netherlands, South Korea and the USA, apply, including data on take-up rates and effects on (i) developers, and on (ii) safety, security and privacy;
 - ii. the Defendants' contracts with Visa, Mastercard and PayPal for the processing of payments in relation to the App Store, on a global basis, as those contracts were or are agreed or applicable from 25 July 2017 to the date of this Order; and
 - iii. documents and/or data relating to the relationship between expenditure on Apple Search Ads by developers and the number and/or quantum of Relevant Sales achieved by app developers; and
- b. provide a disclosure statement certifying compliance with paragraph 2.a above.

Costs

3. Costs in the case.

Liberty to apply

4. There be liberty to apply.

5. Without prejudice to the generality of paragraph 4 above, the Defendants may apply to vary the deadline for compliance with paragraph 2.a.ii above on the basis that they require more time to secure any permissions, consents, or confirmations that are contractually necessary for the production of the contracts referred to in that subparagraph.

James Wolffe KC

Chair of the Competition Appeal Tribunal

Made: 7 October 2026

Drawn: 7 October 2026