

IN THE COMPETITION APPEAL TRIBUNAL

BETWEEN: Case No: 1644/7/7/24

PROFESSOR ANDREAS STEPHAN

Class Representative

- v -

(1) AMAZON.COM, INC.
(2) AMAZON EUROPE CORE S.À.R.L.
~~**(3) AMAZON SERVICES EUROPE S. À.R.L**~~
(4) AMAZON EU S.À.R.L.
(5) AMAZON UK SERVICES LTD
(6) AMAZON PAYMENTS UK LIMITED

Defendants

ORDER

UPON the Class Representative's application dated 11 September 2026 to restrain the Defendants from approaching members of the seller class directly to seek specific disclosure and information and that the parties should instead follow a process whereby the two sides' experts should seek to agree what disclosure would be sought and how a sample of sellers would be selected; and that if agreement could not be reached then the Tribunal would decide (the "**Class Communications Application**")

AND UPON the Defendants not objecting to the inclusion in its initial letters to sellers of statements of the kind prescribed by the Tribunal in *Ennis v Apple* [2026] CAT 72

AND UPON the Tribunal having heard counsel for the Class Representative and counsel for the Defendants at a case management conference on 14 and 15 October 2026

AND UPON the Tribunal handing down judgment on the Class Communications Application on 26 October 2026 ([2026] CAT 79)

IT IS ORDERED THAT:

1. The Defendants must not send (or procure the sending of) any communication to a class member in these proceedings seeking the disclosure of documents or information in connection with these proceedings or the related proceedings in *Hammond v Amazon.com, Inc.* or *Association of Consumer Support Organisations Ltd v Amazon.com, Inc.* (a "**Disclosure Communication**"), unless they have ascertained, by the taking of reasonable steps, that equivalent information is not readily available from the Defendants.

2. Where any of the Defendants does send (or procure the sending of) a first Disclosure Communication to a particular class member (a "**First Disclosure Communication**"), the Defendants must:

    a. make reasonable efforts to identify whether the class member has a legal department, and if so send any First Disclosure Communication to that legal department;

    b. include a link in any First Disclosure Communication to the Tribunal's webpage for these proceedings;

    c. provide in the First Disclosure Communication the relevant contact details of the Class Representative or his lawyers;

    d. state in the First Disclosure Communication that the class member has 28 days to respond to the First Disclosure Communication; and

    e. include the following statements in the First Disclosure Communication:

        i. that the class member is under no obligation to undertake any searches or provide information in response to the requests in the First Disclosure Communication, unless the Tribunal should make an order to that effect;

ii. that at the present time the Tribunal has made no such order and Amazon has not applied for an order;

iii. that if Amazon applies for a disclosure order from the Tribunal, the class member will have an opportunity to resist the application;

iv. that if Amazon does make such an application, it will normally be expected to bear the costs of that application and pay the class member's reasonable costs of responding to the application and of complying with any order, including its legal costs;

v. that if the Tribunal does make a disclosure order, it is likely to be limited to specific documents or categories of documents, in a way that it is clear that documents can readily be identified;

vi. that the class member is entitled to take its own legal advice before responding to the First Disclosure Communication; and

vii. that a decision by the class member not to respond will not affect its commercial relationship with Amazon.

3. Where the Defendants engage in any follow-up communications with a class member following a First Disclosure Communication, the Defendants must not say or write anything inconsistent with the statements set out at paragraph 2.e above.

4. Where any class member proposes to provide any of the Defendants with any commercially sensitive documents or information in response to the First Disclosure Communication or any subsequent Disclosure Communications, the Defendants must put in place appropriate arrangements to protect the class member's confidentiality, and must explain to the class member that that is being done and how.

5. Any applications for costs and/or any consequential applications (other than for permission to appeal) are to be filed by 4pm on 2 November 2026, with a limit of four pages (for each side).

6. Any responses to any applications pursuant to paragraph 5 above shall be filed by 4pm on 9 November 2026, with a limit of four pages (for each side).

7. Any applications for permission to appeal are to be filed by 4pm on 9 November 2026, with a limit of four pages (for each side).

8. Any responses to any applications for permission to appeal pursuant to paragraph 7 above are to be filed by 4pm on 16 November 2026, with a limit of four pages (for each side).

9. Liberty to apply.

Sir Peter Roth Made: 26 October 2026

Chair of the Competition Appeal Tribunal Drawn: 3 November 2026