



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1403/7/7/21

BETWEEN:

DR RACHAEL KENT

Class Representative

- v -

(1) APPLE INC.
(2) APPLE DISTRIBUTION INTERNATIONAL LTD

Defendants

(together “Apple”)

ORDER

UPON the Order of the Chair made following the case management conference in the Proceedings on 20 and 21 March 2023 (the “**Disclosure Order**”)

AND UPON reading a letter from the solicitors for the Class Representative dated 12 May 2023 requesting, on behalf of the parties, amendments to the Disclosure Order

AND HAVING REGARD TO the Tribunal’s powers under the Competition Appeal Tribunal Rules 2015

IT IS ORDERED BY CONSENT THAT:

1. Paragraph 2.3 of the Disclosure Order is amended to read as follows:

“Insofar as the Defendants have any objection to those issues or the data requests, they are to notify the Class Representative of those objections by 4pm **on 27 April 2023**. Insofar as any areas of disagreement with regards to the list of issues cannot be resolved

within 28 calendar days thereafter, the parties are to submit any points of disagreement to the Tribunal for determination. The list of issues agreed or determined pursuant to this paragraph shall be called the “List of Disclosure Issues”.”

2. Paragraph 4 of the Disclosure Order is amended to read as follows:

“By the date falling two weeks after the List of Disclosure Issues is agreed or determined pursuant to paragraph 2.3 above, the Class Representative and the Defendants by their respective legal advisers, together with their expert advisers (if so advised), shall meet on a without prejudice basis to seek to agree: [...]”

3. Costs in the case.
4. There be liberty to apply.

Ben Tidswell
Chair of the Competition Appeal Tribunal

Made: 12 May 2023
Drawn: 12 May 2023