



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1382/7/7/21

BETWEEN:

CONSUMERS' ASSOCIATION

Class Representative

- v -

QUALCOMM INCORPORATED

Defendant

ORDER

UPON the Tribunal's Order made following the fifth case management conference in these proceedings on 29 and 30 July 2024 (the "Fifth CMC Order")

AND UPON reading a letter (and its enclosures) from Hausfeld & Co. LLP on behalf of the parties (including Lenovo) dated 19 August 2024

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

IT IS ORDERED BY CONSENT THAT:

1. Paragraph 12 of the Fifth CMC Order shall be amended to read as follows:

- (a) Subject to the provisions below, by 5pm on 11 September 2024, Qualcomm shall provide disclosure and copies of the Blumberg Documents to the Class Representative from the FTC Production Set.
2. Paragraph 17 of the Fifth CMC Order shall be amended to read as follows:
 - (a) Qualcomm shall by 5pm on 6 August 2024 notify Lenovo in writing of the upcoming disclosure of the Blumberg Documents, copying the Class Representative's solicitors, including an explanation that the Class Representative intends to make these documents available to Mr Blumberg on the terms referred to at paragraph 14 above, as a limited and qualified member of the Outer Confidentiality Ring as per the process in paragraphs 15 to 16 above. Lenovo shall be afforded until 5pm on 30 August 2024 to raise a reasoned objection in relation to the disclosure of any part of the Blumberg Documents and/or the provision of the same to Mr Blumberg, and in the event of such objection, the disclosure (or the provision of the relevant documents or parts of documents to Mr Blumberg) shall not take place pending resolution of the objection by agreement or by determination by the Tribunal, including any appeals.
3. There be liberty to apply.
4. Costs in the case.

The Hon Mrs Justice Bacon
Chair of the Competition Appeal Tribunal

Made: 20 August 2024
Drawn: 20 August 2024