UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

IN RE GOOGLE PLAY STORE ANTITRUST LITIGATION	MDL Case No. 21-md-02981-JD Member Case No. 20-cv-05671-JD **VERDICT FORM**

When answering the following questions and filling out this Verdict Form, please follow the directions provided throughout the form. Your verdict must be unanimous.

We, the jury, return these answers as our verdict in this case:

Monopolization (Sherman Act Section 2)

Question No. 1:

Did Epic prove, by a preponderance of the evidence and in accordance with the instructions given to you, the existence of a relevant antitrust market?

        X YES   ____NO

If you answered "Yes" to Question 1 then continue to Question 2.

If you answered "No" to Question 1 then continue to Question 6.

2

United States District Court
Northern District of California

Question No. 2:

If you answered "yes" to Question 1, please specify each relevant product market and associated

geographic market that Epic proved:

Relevant Product Market	Relevant Geographic Market
1) Android app distribution market	Worldwide excluding China
2) Android in-app billing Services for digital goods and services transactions	Worldwide excluding China

Continue to Question 3.

Question No. 3:

Did Epic prove, by a preponderance of the evidence and in accordance with the instructions given

to you, that Google willfully acquired or maintained monopoly power by engaging in

anticompetitive conduct in any market that you specified in response to Question 2?

X YES   _____ NO

If you answered "Yes" to Question 3 then continue to Question 4.

If you answered "No" to Question 3 then continue to Question 6.

3

Question No. 4:

If you answered "yes" to Question 3, please specify each relevant product market and associated geographic market for your answer:

Relevant Product Market	Relevant Geographic Market
1) Android app distribution market	Worldwide excluding China
2) Android in-app billing services for digital goods and services transactions	Worldwide excluding China

Continue to Question 5.

Question No. 5:

If you answered "yes" to Question 3, did Epic prove, by a preponderance of the evidence and in accordance with the instructions given to you, that it was injured as a result of Google's violation of the antitrust laws?

       X YES   NO

Continue to Question 6.

4

Unlawful Restraint of Trade (Sherman Act Section 1 and California State Law)

Question No. 6:

Did Epic prove, by a preponderance of the evidence and in accordance with the instructions given to you, that Google entered into one or more agreements that unreasonably restrained trade in a relevant antitrust market?

X YES   NO

If you answered "Yes" to Question 6 then continue to Question 7.

If you answered "No" to Question 6 then continue to Question 10.

Question No. 7:

If you answered "yes" to Question 6, which of these agreements did you find to be unreasonable restraint(s) of trade in accordance with the instructions given to you?

X   DDA agreements

X   Agreements with Google's alleged competitors or potential competitors under Project Hug or Games Velocity Program

X   Agreements with OEMs that sell mobile devices (including MADA and RSA agreements)

Continue to Question 8.

United States District Court
Northern District of California

5

United States District Court
Northern District of California

Question No. 8:

If you answered "yes" to Question 6, please specify each relevant product market and associated geographic market for your answer:

Relevant Product Market	Relevant Geographic Market
1) Android app distribution market	Worldwide excluding China
2) Android in-app billing services for digital goods and services transactions	Worldwide excluding China

Continue to Question 9.

Question No. 9:

If you answered "yes" to Question 6, did Epic prove, by a preponderance of the evidence and in accordance with the instructions given to you, that it was injured as a result of Google's violation of the antitrust laws?

X YES   ____NO

Continue to Question 10.

6

United States District Court
Northern District of California

1

Tying (Sherman Act Section 1 and California State Law)

2 **Question No. 10:**

3 Did Epic prove, by a preponderance of the evidence and in accordance with the instructions given

4 to you, that Google unlawfully tied the use of the Google Play Store to the use of Google Play

5 Billing?

6

7

8   X YES   ____ NO

9

10   **If you answered "Yes" to Question 10 then continue to Question 11.**

       If you answered "No" to Question 10 then go to the bottom of the form.
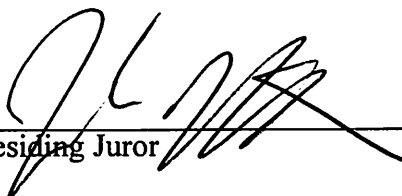
11

12

13 **Question No. 11:**

14 If you answered "yes" to Question 10, did Epic prove, by a preponderance of the evidence and in

15 accordance with the instructions given to you, that it was injured as a result of Google's violation

16 of the antitrust laws?

17

18

19   X YES   ____ NO

20 You have now reached the end of the verdict form and should review it to ensure it accurately
reflects your unanimous determinations. The Presiding Juror should then sign and date the verdict
21 form in the spaces below and notify the courtroom deputy that you have reached a verdict. The
Presiding Juror should retain possession of the verdict form and bring it when the jury is brought
22 back into the courtroom.

23

24 DATED: ___11 Dec 2023___   Signed:

25

26

27

28   Presiding Juror _____

7