UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

FEDERAL TRADE COMMISSION, *et al.*,

Plaintiffs,

v.

AMAZON.COM, INC., a corporation,

Defendant.

CASE NO.: 2:23-cv-01495-JHC

STIPULATED MOTION AND ORDER REGARDING EXPERT MATERIALS FROM COORDINATED ACTIONS

NOTE ON MOTION CALENDAR:
March 24, 2026

The parties previously agreed that Amazon would produce any expert materials (other than class certification expert materials) from any Coordinated Action,[1] including reports, deposition transcripts, and backup materials, when Amazon either produces or receives such

[1] *See* Deposition Coordination Protocol and Order ¶ 1.b, Dkt. # 337, defining the Coordinated Actions as: *The People of the State of California v. Amazon.com, Inc.*, No. CGC-22-601826 (Cal. Super. Ct.); *Frame-Wilson et al. v. Amazon.com, Inc.*, No. 2:20-cv-00424-JHC (W.D. Wash.); *De Coster et al. v. Amazon.com, Inc.*, No. 2:21-cv-00693-JHC (W.D. Wash.); *Brown et al. v. Amazon.com, Inc.*, No. 2:22-cv-00965-JHC (W.D. Wash.); *District of Columbia v. Amazon.com, Inc.*, No. 2021-CA-001775-B (D.C. Super. Ct.); *Mbadiwe et al. v. Amazon.com, Inc.*, No. 1:22-cv-9542-VSB (S.D.N.Y.); and other cases agreed upon by the parties. The parties subsequently agreed to include *Zulily LLC v. Amazon.com, Inc.*, No. 2:23-cv-1900-JHC (W.D. Wash.) and *State of Arizona v. Amazon.com, Inc.*, No. CV2024-011990 (Ariz. Super. Ct.) as Coordinated Actions.

expert materials. *See* Aug. 27, 2025 Joint Status Report at 5-6, Dkt. #527. The parties further agreed that "[i]f the expert disclosure schedule in any case puts the disclosure of Amazon's expert materials or a coordinated plaintiff's expert materials ahead of the disclosure of Amazon's reports in this case, the parties [will] meet and confer in good faith regarding the production schedule of expert materials for Amazon retained experts and plaintiff rebuttal experts." *Id.*

The parties have met and conferred, and have agreed to the following, subject to the Court's approval:

1. Amazon will produce expert materials served or produced by plaintiffs in any Coordinated Action, including expert reports, backup materials, and deposition transcripts of plaintiffs' experts, as follows:

   a. Amazon will produce opening expert materials served or produced by plaintiffs in any Coordinated Action within five (5) business days of when Amazon receives such expert materials.

   b. To the extent plaintiffs serve rebuttal expert reports in any Coordinated Action on or before the deadline for serving opening expert reports in this action on March 27, 2026, Amazon will produce such reports and any related expert materials no later than April 3, 2026.

   c. To the extent plaintiffs serve rebuttal expert reports in any Coordinated Action after March 27, 2026, Amazon will produce such reports and any related expert materials, within five (5) business days of when it receives them.

   d. To the extent plaintiffs serve reply expert reports in any Coordinated Action on or before the deadline for serving rebuttal expert reports in this

action on June 10, 2026, Amazon will produce such reports and any related expert materials no later than June 16, 2026.

e. To the extent plaintiffs serve reply expert reports in any Coordinated Action after June 10, 2026, Amazon will produce such reports and any related expert materials within five (5) business days of receiving them.

f. For depositions of plaintiffs' experts in any Coordinated Action taken on or before the parties serve rebuttal expert reports in this action on June 10, 2026, Amazon will produce such deposition transcripts, within five (5) business days of receiving the final signed transcript, but in any event no earlier than June 16, 2026. Amazon will also produce any errata or signature pages within five (5) business days of receiving them, but in any event no earlier than June 16, 2026.

g. For depositions of plaintiffs' experts in any Coordinated Action taken after June 10, 2026, Amazon will produce such deposition transcripts within five (5) business days of receiving them. Amazon will also produce any errata or signature pages within five (5) business days of receiving them.

2. Amazon will produce expert materials served or produced by Amazon in any Coordinated Action, including expert reports, backup materials, and deposition transcripts of Amazon's experts, as follows:

a. To the extent Amazon serves opening expert reports in any Coordinated Action on or before the parties serve opening expert reports in this action on March 27, 2026, Amazon will produce such reports and any related expert materials no later than April 3, 2026.

b. To the extent Amazon serves opening expert reports in any Coordinated Action after March 27, 2026, Amazon will produce such reports and any related expert materials within five (5) business days of serving or producing them.

c. To the extent Amazon serves rebuttal expert reports in any Coordinated Action on or before the parties serve rebuttal expert reports in this action on June 10, 2026, Amazon will produce such reports and any related expert materials no later than June 16, 2026.

d. To the extent Amazon serves rebuttal expert reports in any Coordinated Action after June 10, 2026, Amazon will produce such reports and any related expert materials within five (5) business days of serving or producing them..

e. To the extent Amazon serves reply expert reports in any Coordinated Action on or before the parties serve reply expert reports in this action on August 19, 2026, Amazon will produce such reports and any related expert materials no later than August 26, 2026.

f. To the extent Amazon serves reply expert reports in any Coordinated Action after August 19, 2026, Amazon will produce such reports and any related expert materials within five (5) business days of serving or producing them.

g. For depositions of Amazon's experts in any Coordinated Action taken on or before the parties serve reply expert reports in this action on August 19, 2026, Amazon will produce such deposition transcripts within five (5) business days of receiving them, but in any event no earlier than August

26, 2026. Amazon will also produce any errata or signature pages within five (5) business days of receiving them, but in any event no earlier than August 26, 2026.

h. For depositions of Amazon's experts in any Coordinated Action taken after August 19, 2026, Amazon will produce such deposition transcripts within five (5) business days of receiving them. Amazon will also produce any errata or signature pages within five (5) business days of receiving them.

3. Paragraphs 1 and 2 above do not apply to class certification expert materials in Coordinated Actions.

4. With respect to any class certification expert materials served, produced, or received in any Coordinated Action on or before the parties serve rebuttal expert reports in this action on June 10, 2026, Amazon will produce such materials no later than June 16, 2026, assuming Amazon has the necessary consent.

5. With respect to any class certification expert materials served, produced, or received in any Coordinated Action after June 10, 2026, Amazon will produce such materials, assuming Amazon has the necessary consent, within five (5) business days of serving or producing them.

6. Amazon's agreement to produce expert materials prepared by any coordinated plaintiff is contingent upon that plaintiff's consent.

7. Amazon will produce any sealed court filings associated with dispositive motions, *Daubert* motions, or other expert motions in any Coordinated Actions (including oppositions, replies, and orders) within five (5) business days of filing.

The parties, by and through their respective attorneys of record, hereby request that the Court order the deadlines above.

Stipulated to and respectfully submitted this 24th day of March, 2026, by:

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ORDER

IT IS SO ORDERED.

DATED this 24th day of March, 2026.

John H. Chun

JOHN H. CHUN
UNITED STATES DISTRICT JUDGE