

No.

In the Supreme Court of the United States

APPLE INC., PETITIONER

v.

EPIC GAMES, INC., RESPONDENT

ON PETITION FOR A WRIT OF CERTIORARI
TO THE U.S. COURT OF APPEALS FOR THE NINTH CIRCUIT

PETITION FOR A WRIT OF CERTIORARI

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QUESTION PRESENTED

A federal court may provide injunctive relief only to the named plaintiff, unless a class has been certified or broader relief is necessary to redress that plaintiff's injury. In this single-plaintiff lawsuit, the Ninth Circuit affirmed a universal injunction that affects millions of nonparties without any findings or evidence that such relief is necessary to redress the individual plaintiff's alleged injury. The question presented is:

Whether, in the absence of class certification, a federal court is precluded from entering an injunction that extends to nonparties without a specific finding that such relief is necessary—as to *all* nonparties—to redress any injury to the individual plaintiff.

(i)

PARTIES TO THE PROCEEDINGS

Pursuant to this Court's Rule 14(1)(b)(i), petitioner states that the caption of the case contains the names of all parties to the proceeding in the court whose judgment is sought to be reviewed.

(ii)

CORPORATE DISCLOSURE STATEMENT

Pursuant to this Court's Rules 14(1)(b)(ii) and 29.6, petitioner states that it has no parent company and no publicly held company owns 10% or more of its stock.

(iii)

RELATED PROCEEDINGS

Pursuant to this Court's Rule 14(1)(b)(iii), petitioner identifies the following related proceedings and the date of final judgment or disposition in each:

United States District Court (N.D. Cal.):

Epic Games, Inc. v. Apple Inc., No. 20-CV-5640 (Sept. 12, 2021)

Cameron v. Apple Inc., No. 19-CV-3074 (June 10, 2022, amended July 15, 2022)

Pepper v. Apple Inc., No. 11-CV-06714 (no final disposition)

United States Court of Appeals (9th Cir.):

Epic Games, Inc. v. Apple Inc., Nos. 21-16506, 21-16695 (Apr. 24, 2023)

Supreme Court of the United States:

Epic Games, Inc. v. Apple Inc., No. 23A78 (Aug. 9, 2023)

(iv)

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