IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

United States of America, *et al.*, Plaintiffs, v. Google LLC, Defendant.	Case No. 1:20-cv-03010-APM HON. AMIT P. MEHTA
State of Colorado, *et al.*, Plaintiffs, v. Google LLC, Defendant.	Case No. 1:20-cv-03715-APM HON. AMIT P. MEHTA

PLAINTIFFS' THIRD STATUS REPORT AS TO THE ENFORCEMENT OF AND GOOGLE'S COMPLIANCE WITH THE FINAL JUDGMENT

Pursuant to the Court's request at the hearing held on September 18, 2026, Hr'g Tr. 59:03–11 (Sept. 18, 2026), and the Minute Entry of that same date, Plaintiffs in the above-captioned cases jointly file this Status Report.[1]

[1] Unless otherwise stated, all references to "sections" herein are to sections of the Final Judgment.

I. INTRODUCTION

Section VII.E requires Plaintiffs, with input from the Technical Committee ("TC"), to file a status report within 90 days of the Effective Date of the Final Judgment to update the Court "as to the enforcement of and Google's compliance with this Final Judgment," with additional status reports due on future dates to be set by the Court. ECF No. 1462, § VII.E [hereinafter "Final J."]. Plaintiffs filed the first such report on May 4, 2026 ("First Status Report"). ECF No. 1512. The second status report was filed on September 17, 2026 ("Second Status Report"). ECF No. 1552.

Part II below provides an update on TC Operations. Part III describes ongoing efforts by Plaintiffs and the TC to implement and enforce the Final Judgment. Part IV describes Google's compliance with the Final Judgment to date, which also reflects information provided by Google's counsel and efforts by Plaintiffs and the TC to monitor Google's compliance.

II. UPDATE ON TC OPERATIONS

Since the Second Status Report, the TC has continued building out its operations and organization such that it can carry out its obligations under the Final Judgment.

A. Insurance and Indemnification

Since the last Status Conference, held on October 30, 2026, the Parties and the TC's legal and insurance teams have consistently engaged to address outstanding issues relating to TC indemnification and insurance. *See* ECF No. 1573 at 2–3. The first meet and confer was held on October 30, 2026. Following that call, on November 2 and November 3, 2026, the TC's legal and insurance teams gathered additional information and provided Google with an updated proposal regarding matters relating to indemnification, including insurance quotes and proposed language amending the TC Members' Indemnification Agreement. The Parties and the TC's legal and insurance teams then met and conferred on November 3, 2026, to discuss the updated proposal.

On November 4, 2026, Google provided a counterproposal regarding insurance for TC Members and TC Staff as well as spoke with the TC's legal team regarding the same. On November 5, 2026, Google provided a counterproposal regarding adjustments to the TC Members' Indemnification Agreement.

On November 6, 2026, in response to Google's requests, the TC's legal and insurance teams provided Google with policy documents for the various lines of insurance coverage. The legal team further responded to Google's counterproposal on the TC Members' Indemnification Agreement, accepting almost all of Google's proposed changes. On November 9, 2026, Google responded and requested additional information regarding the insurance policies, which the TC's legal and insurance teams are reviewing.

As noted in the Joint Status Report filed on November 6, 2026, the Parties appear close to reaching agreement on all outstanding disputes relating to TC insurance and amendments to the TC Member Indemnification Agreements. ECF No. 1573 at 2. The Parties are continuing to confer to reach agreement on these issues and will provide a further status update on this topic on Friday, November 13, 2026, at which time the Parties will notify this Court if further guidance or assistance is necessary.

B. TC Budget and Recent Hiring

The TC has been actively planning for its next fiscal year, which will begin on February 1, 2027. To that end, the TC submitted its proposed annual budget for the 2027-2028 fiscal year to Plaintiffs, who in turn reviewed and conferred with the TC regarding the same. On October 30, 2026, Plaintiffs approved the budget ("Approved Annual Budget"), and the TC provided Google a copy of the Approved Annual Budget and related invoice. Pursuant to the Parties' previous discussions, Plaintiffs and the TC understand that if Google has any objections

to the Approved Annual Budget, Google will provide those objections to Plaintiffs and the TC in writing by November 16, 2026, and will notify the Court of its intent to raise any outstanding objections on November 30, 2026, with a proposal to file a Joint Status Report on such issues on December 7, 2026.

With respect to staffing, pursuant to the TC's staffing plan, the TC has continued to hire new personnel progressively across the current fiscal year to meet the TC's needs as workloads increase and Plaintiffs and the TC progress in implementing the remedies.

C. Source Code Agreement, Access, and Supplemental Protective Order

The Final Judgment provides that "[t]he TC shall have access to Google's source code and algorithms, subject to a confidentiality agreement, as approved by Plaintiffs" ("Source Code Agreement"). Final J. § VII.A.7.d. On September 16, 2026, following an extensive meet and confer process, the Parties submitted to the Court a Joint Status Report setting forth their outstanding disputes on the draft agreement. ECF No. 1549. On September 18, 2026, the Court held a hearing on those disputes, after which the Parties were able to resolve the issues and finalize the Source Code Agreement. Minute Entry dated Sept. 18, 2026; ECF No.1555. As of October 1, 2026, all five of the TC Members had signed the Source Code Agreement.

Pursuant to the Source Code Agreement, Google is to provide access to certain Google Highly Sensitive Information ("GHSI") through Google-managed Chromebook computers. ECF No. 1555-1 at § 3.2. More specifically, Google has created a new remote environment especially for the TC, which can be accessed by siloed Chromebooks provided by Google.

The TC Members have received their individual Chromebooks. Additional steps are necessary before the TC and staff can access GHSI, including but not limited to the algorithms and user data. To be operational, the remote environment needs to be loaded with material that

will enable the TC to access certain Google data, code, and programs. During the September 18 hearing, the Court inquired as to Google giving the TC a "tour" of Google's network, so that the TC could see what types of information may be available. Hr'g Tr. 29:19–30:14, 54:07–19 (Sept. 18, 2026). On October 7, 2026, Google sent a letter to the TC advising that Google was in the process of arranging "tours" of various Google systems and technical documentation. The letter further requested that the TC identify what data or code the TC believes it must inspect to perform its duties under the Final Judgment, as well as the types of exercises the TC intends to undertake to analyze or otherwise work with that information, so that Google may identify the appropriate programs to make available.

On October 28, 2026, the TC provided a comprehensive response, proposing multiple structured technical sessions and identifying the data, code, and documentation the TC needs to inspect. The TC further identified the types of exercises that it intends to undertake as well as the tools those exercises require. Also on October 28, the TC sent a separate letter requesting that Google arrange a virtual meeting or series of meetings during which Google engineers could guide the TC Members through various identified tasks, using the Chromebooks provided by Google and the services accessible through them. The letter further made clear that the sessions must enable the TC Members to execute the tasks themselves, rather than solely observe demonstrations performed by Google engineers.

At Google's request, on November 3, 2026, a call was held between the TC, Google's outside and in-house counsel, and Google's point of contact for the TC for Chromebooks, to discuss the requests in the TC's October 28 letters. During that call, Google requested additional meetings to clarify the TC's requests for six systems tours. The first clarification meeting and the first of seven tours occurred on November 9, 2026.

In addition to the SCA, Google proposed entering a Supplemental Protective Order ("SPO") to further safeguard GHSI, pursuant to a request made under paragraph 27 of the existing Protective Order, ECF No. 98. The Parties are negotiating the contours of an SPO, which is critical for continuing progress in implementing the remedies. Following their most recent meet and confer on November 10, 2026, the Parties appear close to agreement. To the extent they are unable to resolve any remaining disputes, the Parties will seek the Court's assistance.

D. TC Website

In furtherance of Sections VII.C.3 (TC complaint submissions) and IX.V (Qualified Competitor certification) of the Final Judgment, the TC is developing a website to provide third parties with public information regarding this Court's remedies, as well as to implement processes for contacting the TC with inquiries, complaints, or other submissions. The initial release of the TC's website is now live at https://remediestc.org. This TC website currently includes public information regarding this Court's remedies and a streamlined contact form for messaging the TC. Plaintiffs and the TC expect that this website will be updated periodically to reflect updates relating to the implementation of the Final Judgment, including processes for submitting complaints to the TC and applying to become a Qualified Competitor.

III. IMPLEMENTING THE FINAL JUDGMENT'S REMEDIES

A. Syndication Remedies (Sections V and VI.B)

Sections V.B and VI.B require Plaintiffs and the TC, with input from Google, to create and submit to the Court template search syndication and Search Text Ads[2] syndication licenses ("Recommended Syndication Template"). After an objection period previously agreed upon by

[2] The term "Search Text Ads" is defined in Section IX.Y of the Final Judgment.

the Parties, *see* ECF No. 1528-1 at 2–4, Plaintiffs submitted the Recommended Syndication Template to the Court on October 9, 2026, which reflected Plaintiffs' and the TC's consideration of Google input, as well as the TC's expertise and analysis of Google's commercial syndication agreements and terms in alignment with the Final Judgment. ECF Nos. 1559, 1559-1. On October 16, 2026, the Parties submitted a Joint Status Report regarding the Recommended Syndication Template and Google's outstanding objections thereto. ECF No. 1562.

The Court then held a hearing on October 30, 2026, during which this Court requested (1) additional information from the TC regarding the use of syndicated search results within GenAI Products and the pricing of remedial syndication services and (2) a status update from the Parties regarding any remaining disputes relating to the Recommended Syndication Template. Hr'g Tr. 102:7–17, 103:4–104:2, 105:8–15 (Oct. 30, 2026). On November 6, 2026, the Parties provided an interim status update regarding the Recommended Syndication Template and proposed submitting a further update on November 16, 2026. ECF No. 1573.

Plaintiffs and the TC are working diligently to provide this Court with additional information responsive to its technical and pricing questions. *See* Hr'g Tr. 103:4–104:2 (Oct. 30, 2026). Plaintiffs expect to submit the TC's responses regarding the use of syndication within GenAI Products later this week. Given the time needed to compile additional information responsive to this Court's pricing questions, including information provided by third parties, Plaintiffs expect to submit the TC's responses to those questions on a later date this month. *See id.* at 103:4–104:12.

In parallel, Plaintiffs and the TC are working expeditiously to address Google's outstanding objections to the Recommended Syndication Template while ensuring the Recommended Syndication Template remains in compliance with the Final Judgment and this

Court's envisioned purpose of the syndication remedies. *See* Hr'g Tr. 5:6–23 (Oct. 30, 2026) (articulating purpose of providing a "bridge for [Q]ualified [C]ompetitors to provide quality query results that they, in their present state, didn't have the capability of doing"). Plaintiffs are hopeful that the Parties will be able to resolve many of Google's objections within the month of November, such that a version of the Recommended Syndication Template can be finalized in December. However, Plaintiffs expect that certain disputes regarding the Recommended Syndication Template may remain following further conferrals between the Parties. The Parties will provide this Court with a further status update regarding the timeline for implementing a version of the Recommended Syndication Template next Monday, November 16, 2026.

B. Data Sharing License Template (Section IV)

Pursuant to Section IV.B, Google is required to make certain Web Search Index and User-side Data available to Qualified Competitors.[3] To that end, Section IV.C.3 requires Plaintiffs and the TC, with input from Google, to create and submit to the Court a template license governing the use of data shared pursuant to Section IV ("Recommended Data Sharing Template"). Plaintiffs and the TC provided Google the Recommended Data Sharing Template on September 21, 2026, along with the Recommendation Statement and Basis Statement. Google sent Plaintiffs and the TC their objections on October 20, 2026. Plaintiffs and the TC are continuing to revise the template based on Google's objections and subsequent meet and confers with Google. Plaintiffs intend to send an updated version of the Recommended Data Sharing Template to Google on November 12, 2026. Pursuant to the Court's Minute Order entered on

[3] The Terms "Qualified Competitor" and "User-side Data" are defined in Sections IX.V and IX.EE, respectively.

October 27, 2026, the Parties will file the Recommended Data Sharing Template with the Court on November 16, 2026, and will submit a Joint Status Report on November 23, 2026.

C. Qualified Competitor Certification (Section IX.V)

To benefit from the Court's syndication and data sharing remedies, an entity must become a Qualified Competitor under the Final Judgment. To do that, the entity must: (1) meet Plaintiffs' approved data security standards, as recommended by the TC; (2) agree to regular data security and privacy audits by the TC; (3) make a sufficient showing to Plaintiffs, in consultation with the TC, of a plan to invest and compete in or with the general search engine and/or Search Text Ads markets; and (4) pose no risk to the national security of the United States. *See* Final J. § IX.V.

Plaintiffs and the TC continue to develop the procedures for certifying Qualified Competitors. Such procedures will include, for example, determining the certification criteria, creating the application process, identifying the information that must be provided and how it will be evaluated, and developing processes for managing Qualified Competitor audits. As referenced in Part II.D *supra*, Plaintiffs and the TC expect to update the TC's website at the appropriate time with information regarding the Qualified Competitor process.

D. Search Text Ads Auction Remedy (Section VI.A)

Under the Final Judgment, "Plaintiffs [must] submit a proposal to the Court, informed by the [TC]'s views, by which Google [must] periodically provide [to] the [TC] and Plaintiffs a report outlining all changes to its Search Text Ads auction meeting certain parameters and, for each change (1) Google's public disclosure of that change or (2) a statement why no public disclosure is necessary." Final J. § VI.A.

As discussed in Plaintiffs' Second Status Report, the TC cannot fulfill its obligations under Section VI.A without access to data from Google's Search Text Ads auction. ECF

No. 1552 at 14. In one of its demand letters sent to Google on October 28, 2026, regarding the tours of Google's systems, the TC described its request for materials and tours related to Google's Search Text Ads auctions. Please see Part II.C *supra* regarding those efforts. The TC will continue to seek additional information related to the Search Text Ads auction remedy.

E. Data Privacy Safeguards

Contemporaneous with developing the Recommended Syndication Template and Recommended Index and Data Sharing Template, the TC has been developing protocols for handling User-side Data and other security safeguards.

To continue making meaningful progress in these data privacy initiatives, however, the TC must be able to understand Google's mechanisms for securing and operating critical system components. Being able to access those systems is a necessary predicate to that effort. As discussed in Part II.C *supra*, the TC is currently engaging with Google to gain access to those systems pursuant to the Source Code Agreement.

IV. GOOGLE'S COMPLIANCE WITH THE FINAL JUDGMENT

A. Google Complaint Website (Section VII.C.2.a)

The Final Judgment provides that "[t]o facilitate the communication of complaints and inquiries by parties, the Compliance Officer shall place on Google's website, in a manner acceptable to the Plaintiffs, the procedures for submitting complaints." Final J. § VII.C.2.a. In the time since the Second Status Report, Google launched its complaint website, which can be found at https://support.google.com/legal-help-center/answer/18649250?hl=en. On October 13, 2026, the website went live and was made searchable through web search and through search of Google's support pages.

Google is monitoring information received through the website and will address any complaints concerning its compliance with the Final Judgment in accordance with Section 7.C of the Final Judgment.

B. Responses to Demand Letters

Since the Second Status Report, the TC continues to issue demand letters to Google pursuant to Section VII.A.7.c, seeking interviews and information relevant to forthcoming remedial recommendations as well as source code and data access. These additional demand letters include:

- An October 15, 2026, follow-up letter seeking information regarding User-side Data. The TC received two responses from Google, one on October 26, 2026, and the other on October 30, 2026.
- An October 15, 2026, follow-up seeking information on the web search index. The TC received one response from Google on October 26, 2026.
- An October 27, 2026, demand letter requesting information regarding Google's syndication agreements and business. The TC received Google's response regarding the requested syndication agreements on November 6. Google's response indicated that it is pulling additional data in response to the request.
- An October 28, 2026, demand letter requesting walkthroughs and information related to the Chromebooks that are to be issued to the TC.
- An October 28, 2026, demand letter requesting additional information to address deficiencies in Google's response to the TC's July 21, 2026, demand letter entitled "Request for Information Concerning Section VI.A Search Text Ad Auction Disclosures."
- An October 28, 2026, demand letter seeking walkthroughs and information related to Google's Search Text Ads system.

With respect to the October 28 demand letters, the TC and Google held a call on November 3, 2026, to discuss the TC's demands. Pursuant to that call, the first of seven tours requested to date took place on November 9, 2026.

Plaintiffs and TC are working in good faith to resolve issues relating to these demand letters with Google. *See* Part II.C, *supra*. Plaintiffs will promptly seek the Court's assistance if there are obstacles to obtaining the necessary information requested in these demand letters.

C. Other Efforts

Google continues its preparatory work to comply with the data-sharing and syndication requirements in Sections IV–VI of the Final Judgment.

Dated: November 10, 2026

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