

# Exhibit I

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

LYFT, INC., ) CV-21-4653-BLF  
)  
PLAINTIFF, ) SAN JOSE, CALIFORNIA  
)  
VS. ) JANUARY 27, 2022  
)  
AGIS SOFTWARE DEVELOPMENT LLC, ) PAGES 1-56  
)  
DEFENDANT. )  
\_\_\_\_\_ )

TRANSCRIPT OF PROCEEDINGS  
BEFORE THE HONORABLE BETH LABSON FREEMAN  
UNITED STATES DISTRICT JUDGE

A P P E A R A N C E S

FOR THE PLAINTIFF: BY: JEREMY TAYLOR  
BAKER BOTTS L.L.P.  
101 CALIFORNIA STREET, SUITE 3600  
SAN FRANCISCO, CA 94111

FOR THE DEFENDANT: BY: M NNA Y. CHAN  
DAN EL B KOLKO  
RUSS, AUGUST & KABAT  
12424 WILSHIRE BLVD, 12TH FLOOR  
LOS ANGELES, CA 90025

APPEARANCES CONTINUED ON THE NEXT PAGE

OFFICIAL COURT REPORTER: SUMMER FISHER, CSR, CRR  
CERTIFICATE NUMBER 13185

PROCEEDINGS RECORDED BY MECHANICAL STENOGRAPHY  
TRANSCRIPT PRODUCED WITH COMPUTER

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

APPEARANCES CONTINUED:

FOR THE PLAINTIFF:

BY: BETHANY SALPI ETRA  
BAKER BOTTS L.L.P.  
2001 ROSS AVENUE, SUITE 900  
DALLAS, TX 75201

FOR THE DEFENDANT:

BY: VINCENT JOSEPH RUBINO III  
BROWN RUDNICK LLP  
7 TIMES SQUARE  
NEW YORK, NY 10036

1 SAN JOSE, CALIFORNIA

JANUARY 27, 2022

2 P R O C E E D I N G S

3 (COURT CONVENED AT 10:46 A.M.)

4 THE CLERK: CALLING CASE 21-4653. LYFT VERSUS AGIS  
5 SOFTWARE DEVELOPMENT.

6 COUNSEL, IF YOU WOULD PLEASE STATE YOUR APPEARANCES. AND  
7 IF WE COULD BEGIN WITH PLAINTIFF AND THEN MOVE TO DEFENDANT.

8 MR. TAYLOR: THIS IS JEREMY TAYLOR WITH BAKER BOTTS  
9 ON BEHALF OF DECLARATORY JUDGMENT PLAINTIFF, LYFT INC. WITH ME  
10 IS BETHANY SALPIETRA.

11 I WILL BE ARGUING THE JURISDICTIONAL MOTION, BETHANY WILL  
12 HANDEL THE TRANSFER MOTION, AS WELL AS ANY ISSUES WITH RESPECT  
13 TO THE CMC.

14 ALSO HERE, BUT NOT PARTICIPATING IN THE ARGUMENTS, ARE  
15 COUNSEL WITH LYFT, IN-HOUSE COUNSEL FOR LYFT, TINA LOWE AND  
16 SARA GIARDINA.

17 THE COURT: GOOD. AND WELCOME TO YOU, I'M GLAD YOU  
18 ARE JOINING IN.

19 MS. CHAN: GOOD MORNING, YOUR HONOR.

20 THIS IS MINNA CHAN ON BEHALF OF THE PLAINTIFF. WITH ME IS  
21 MY COLLEAGUE, DANIEL KOLKO, FROM RUSS AUGUST & KABAT, AND ALSO  
22 VINCENT RUBINO FROM FABRICANT.

23 THE COURT: SO WHEN YOU SAY PLAINTIFF, YOU DON'T  
24 ACTUALLY MEAN PLAINTIFF, YOU MEAN DEFENDANT.

25 MS. CHAN: I APOLOGIZE, YOUR HONOR.

1 I'M IN THE MIDDLE OF TRIAL, SO I'M IN THE PLAINTIFF  
2 MINDSET, YOUR HONOR. YES, ON BEHALF OF DEFENDANT AGIS.

3 THE COURT: SO JUST TO BE CLEAR, MR. TAYLOR AND  
4 MS. SALPIETRA ARE APPEARING FOR LYFT, AND MS. CHAN AND  
5 MR. KOLKO AND MR. RUBINO ARE APPEARING ON BEHALF OF AGIS,  
6 CORRECT?

7 MS. CHAN: YES.

8 THE COURT: OKAY. ESPECIALLY WITH A RECORDING. AND  
9 WE HAVE A COURT REPORTER HERE, AND WE WILL MAKE SURE THAT  
10 THAT'S ALL CLEAR.

11 OKAY. WELL THIS IS A LITTLE BIT OF A PUZZLE FOR ME TO  
12 UNWIND, AND OF COURSE YOU HAVE BEEN BRIEFING THIS FOR SOME  
13 TIME, AND THE LANDSCAPE HAS CHANGED PRETTY DRAMATICALLY SINCE  
14 THE FIRST MOTION WAS FILED IN THIS CASE.

15 SO MS. CHAN, SOME OF WHAT YOU HAVE ASKED FOR IS REALLY  
16 QUITE DIFFERENT THAN WHEN YOU INITIALLY LAID OUT THE REASONS  
17 THAT WOULD SUPPORT YOUR REQUEST.

18 LET ME JUST SAY AT THE BEGINNING ON THE MOTION TO  
19 TRANSFER, THERE'S NOTHING MORE RIDICULOUS THAN CAUSING THIS  
20 CASE TO BECOME THE PING PONG BALL THAT YOUR MOTION WOULD  
21 SUGGEST, GIVEN JUDGE GILSTRAP'S DISMISSAL OF THE -- YOUR CASE  
22 AGAINST LYFT IN THE EASTERN DISTRICT OF TEXAS, AND MY  
23 UNDERSTANDING THAT THE UBER CASE HAS BEEN DISMISSED. THERE'S  
24 NOTHING IN ED TEX ANYMORE THAT DEALS WITH THIS MATTER, AND  
25 JUDGE GILSTRAP HAS DISMISSED IT.

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.