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10 *Attorneys for Plaintiff Lyft, Inc.*

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN JOSE DIVISION**

14 LYFT, INC.

15 Plaintiff,

16 v.

17 AGIS SOFTWARE DEVELOPMENT LLC,

18 Defendant.

Case No. 5:21-cv-04653-BLF

**DECLARATION OF BETHANY R.
SALPIETRA IN SUPPORT OF
PLAINTIFF LYFT, INC.'S MOTION TO
SEAL**

Judge: Hon. Beth Labson Freeman
Trial Date: October 16, 2023
Courtroom: 3, Fifth Floor

1 I, Bethany R. Salpietra, declare as follows:

2 1. I am over the age of 21 and am fully competent to make this declaration. I have
3 personal knowledge of all facts recited herein and state that such facts are true and correct to my
4 knowledge or information and belief, and, if called upon to do so, I would testify competently about
5 them.

6 2. I am duly admitted to practice law in the State of Texas and before this Court. I am
7 counsel at the law firm of Baker Botts L.L.P., 2001 Ross Ave., Ste. 900, Dallas, TX 75201, and I
8 represent Lyft, Inc. (“Lyft”) in the above-captioned action.

9 3. I have reviewed and complied with the Court’s Standing Order Re Civil Cases (dated
10 February 18, 2021).

11 4. I have reviewed and complied with the Northern District of California’s Civil L.R.
12 79-5 and 7-11 (dated November 1, 2021).

13 5. I submit this declaration in support of Defendant Lyft, Inc.’s Administrative Motion
14 to Seal for the following documents:

ECF or Exh. No.	Document	Portion(s) to Seal	Reason(s) for Sealing
ECF 107	Plaintiff Lyft, Inc.’s Reply in Support of Its Motion for Leave to File First Amended Complaint	Highlighted Portions at: • Page 5: lines 11	The highlighted text at Page 5, line 11 discloses Lyft’s sensitive, non, public, and confidential, business information filed under seal in the EDTX Action. This highlighted text is an estimate of the total amount of fees and costs sought by Lyft in the EDTX Action, of which the fee portion is highly confidential and, absent sealing, can be deduced due to the cost portion being publicly available. <i>See</i> EDTX Action, ECF Nos. 373 & 375. Disclosure of this information could cause competitive harm to Lyft by providing an incomplete and misleading picture of the nature and magnitude of legal

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			fees expended for the EDTX Action in view of the fact that Lyft is seeking only a limited amount of its overall fees. <i>See Adtrader, Inc. v. Google LLC</i> , No. 17-cv-07082-BLF, 2020 U.S. Dist. LEXIS 71651 (N.D. Cal. Mar. 24, 2020) (finding good cause to seal financial figures related to a motion for attorneys' fees).
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6. For the reasons set forth above, Lyft respectfully submits that good cause exists for Lyft's Motion, and Lyft respectfully requests the court grant its Motion.

7. Executed on this 19th day of April, 2022 at Dallas, Texas, County of Dallas. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Dated: April 19, 2022

Respectfully submitted,

By: /s/ Bethany R. Salpietra
Bethany R. Salpietra

Attorneys for Plaintiff Lyft, Inc.