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Attorneys for Plaintiff Lyft, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

LYFT, INC.

Plaintiff,

v.

AGIS SOFTWARE DEVELOPMENT LLC,

Defendant.

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

**DECLARATION OF BETHANY R.
SALPIETRA IN SUPPORT OF
PLAINTIFF LYFT, INC.'S MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED**

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 Consider Whether Another Party’s Material Should Be Sealed for the following documents:

ECF or Exh. No.	Document	Portion(s) to Seal	Reason(s) for Sealing
ECF 78	Plaintiff Lyft, Inc.’s Motion for Leave to File First Amended Complaint	Highlighted Portions at: • Page 5: lines 6-12, 18, 23-26; • Page 6: line 4; • Page 7: lines 13-14	The highlighted portions disclose information from Exhibits 7 and 11 to Plaintiff Lyft, Inc.’s Motion for Leave to File First Amended Complaint, which AGIS Software Development LLC (“AGIS Software”) designated as highly confidential. Lyft takes no position with regard to this designation.
ECF 78-2	Exhibit 1 to Declaration of Bethany R. Salpietra ISO Plaintiff Lyft, Inc.’s Motion for Leave to File First Amended Complaint (First Amended Complaint)	Highlighted Portions at: • Page 4: lines 8-10, 16-17; • Page 5: lines 18-22; • Page 14: lines 13-17; • Page 15: lines 1, 16-19, 25-28; • Page 16: lines 15-16, 20-27;	AGIS Software designated the source document from which the information was taken as highly confidential. Lyft takes no position with regard to such designations.

		•Page 17: lines 5-7, 12-13	
ECF 78-8	Exhibit 7 to Declaration of Bethany R. Salpietra ISO Plaintiff Lyft, Inc.'s Motion for Leave to File First Amended Complaint (Defendant AGIS Software's First Supplemental Objections and Responses to Lyft Inc.'s First Set of Jurisdictional Interrogatories)	Entire Document	AGIS designated this document as highly confidential. Lyft takes no position with regard to this designation.
ECF 78-12	Exhibit 11 to Declaration of Bethany R. Salpietra ISO Plaintiff Lyft, Inc.'s Motion for Leave to File First Amended Complaint (30(b)(6) Deposition Transcript of Thomas Meriam, dated March 22, 2022)	Entire Document	AGIS designated this document as highly confidential. Lyft takes no position with regard to this designation.

6. The documents that Lyft seeks to file under seal contain confidential information of AGIS Software. Lyft understands that AGIS Software considers this information confidential. Lyft takes no position with regard to these designations.

7. Lyft therefore lodges with the Court copies of (1) Plaintiff Lyft, Inc.'s Motion for Leave to File First Amended Complaint, (2) Exhibit 1 to Declaration of Bethany R. Salpietra in Support of Plaintiff Lyft, Inc.'s Motion for Leave to File First Amended Complaint, (3) Exhibit 7 to Declaration of Bethany R. Salpietra in Support of Plaintiff Lyft, Inc.'s Motion for Leave to File First Amended Complaint, and (4) Exhibit 11 to Declaration of Bethany R. Salpietra in Support of Plaintiff Lyft, Inc.'s Motion for Leave to File First Amended Complaint.

8. Executed on this 28th day of March, 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.

1 Dated: March 28, 2022

Respectfully submitted,

2 By: /s/ Bethany R. Salpietra

3 Bethany R. Salpietra

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