



**IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE**

BENCHMARK CAPITAL PARTNERS )  
VII, L.P., a Delaware limited partnership, )

Plaintiff, )

v. )

C.A. No. 2017-0575-SG

TRAVIS KALANICK, )

Defendant, )

and )

UBER TECHNOLOGIES, INC., a )  
Delaware corporation )

Nominal Defendant. )

**STIPULATION AND [PROPOSED] SCHEDULING ORDER GOVERNING  
BRIEFING ON PLAINTIFF’S MOTION TO EXPEDITE AND  
DEFENDANT’S MOTION TO DISMISS OR  
STAY IN FAVOR OF ARBITRATION**

WHEREAS, on August 10, 2017, plaintiff Benchmark Capital Partners VII, L.P. (“Plaintiff”) filed a Verified Complaint (the “Complaint”) against defendant Travis Kalanick (“Defendant”) and a Motion for Expedited Proceedings and for Entry of a Status Quo Order (the “Motion to Expedite”);

WHEREAS, on August 14, 2017, Defendant informed the Court that he intends to oppose the Motion to Expedite and file a motion to dismiss the Complaint;

WHEREAS, on August 18, 2017, Defendant filed a Motion to Dismiss or Stay in Favor of Arbitration (the “Motion to Dismiss”), an opening brief in support of his Motion to Dismiss, and an opposition to the Motion to Expedite;

IT IS HEREBY STIPULATED AND AGREED, by the parties hereto, through their undersigned counsel, subject to the approval of the Court, that the following schedule shall govern further briefing and the hearing on the Motion to Expedite and the Motion to Dismiss:

1. Plaintiff shall file its reply brief in further support of the Motion to Expedite and answering brief in opposition to the Motion to Dismiss on or before August 24, 2017 at 12:00 p.m.;

2. Defendant shall file his reply brief in support of the Motion to Dismiss on or before August 28, 2017 at 12:00 p.m.; and

3. A hearing on the Motion to Expedite and Motion to Dismiss shall take place on August 30, 2017, at 2:30 p.m. in Georgetown, Delaware.

Dated: August 23, 2017

RICHARDS, LAYTON & FINGER, P.A.

/s/ Kevin M. Gallagher

Raymond J. DiCamillo (#3188)

Rudolf Koch (#4947)

Kevin M. Gallagher (#5337)

Matthew D. Perri (#6066)

Sara C. Hunter (#6290)

920 North King Street

Wilmington, Delaware 19801

(302) 651-7700

OF COUNSEL

Gregory P. Joseph

Peter R. Jerdee

Mara Leventhal

Samuel N. Fraidin

Roman Asudulayev

JOSEPH HAGE AARONSON LLC

485 Lexington Avenue

New York, New York 10017

(212) 407-1200

Martin Flumenbaum

PAUL, WEISS, RIFKIND,

WHARTON & GARRISON LLP

1285 Avenue of the Americas

New York, New York 10019-6064

(212) 373-3000

*Attorneys for Plaintiff Benchmark Capital  
Partners VII, L.P.*

POTTER ANDERSON & CORROON LLP

/s/ J. Matthew Belger

Donald J. Wolfe, Jr. (#285)

Kevin R. Shannon (#3137)

T. Brad Davey (#5094)

J. Matthew Belger (#5707)

1313 N. Market Street

Hercules Plaza, 6th Floor

Wilmington, Delaware 19899

(302) 984-6000

*Attorneys for Defendant Travis Kalanick*

ABRAMS & BAYLISS LLP

/s/ Michael A. Barlow

Kevin G. Abrams (#2375)

Michael A. Barlow (#3928)

April M. Ferraro (#6152)

20 Montchanin Road, Suite 200

Wilmington, Delaware 19807

(302) 778-1000

*Attorneys for Uber Technologies,  
Inc.*

OF COUNSEL:

Joseph G. Petrosinelli

Kenneth J. Brown

WILLIAMS & CONNOLLY LLP

725 Twelfth Street, N.W.

Washington, D.C. 20005

(202) 434-5000

OF COUNSEL:

Susan S. Muck

Marie C. Bafus

FENWICK & WEST LLP

555 California Street, 12th Floor

San Francisco, CA 94104

(415) 875-2300

SO ORDERED this \_\_\_\_ day of August, 2017.

\_\_\_\_\_  
Vice Chancellor Sam Glasscock III