

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
26
27
28

United States District Court
Northern District of California

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

WAYMO LLC,
Plaintiff,
v.
UBER TECHNOLOGIES, INC., et al.,
Defendants.

Case No. [17-cv-00939-WHA](#) (JSC)

**ORDER REGARDING PRODUCTION
OF LEVANDOWSKI STROZ
AGREEMENTS**

Re: Dkt. Nos. 546, 577

Waymo moves to compel production of Anthony Levandowski's March 14, 2016 and March 21, 2016 letter agreements with Uber's third party forensic expert Stroz Friedman. (Dkt. No. 546). The Court reviewed the agreements *in camera* in connection with Waymo's motion to compel production of the Stroz Report. After Waymo filed Docket No. 546, the Court ordered Uber to produce the Stroz Report, including the Levandowski agreements. (Dkt. Nos. 549.) Uber's objections to that Order are currently pending with the district court.

For the reasons stated in its Order granting the motion to compel, the Court GRANTS Waymo's motion to compel Uber to produce the Levandowski agreements with Stroz. It should be noted, however, that whereas on the motion to compel the Stroz Report Uber asserted that the agreements are protected by attorney-client privilege and attorney work-product privilege, Uber has now abandoned its attorney-client privilege objection to production of the agreements. (Dkt. No. 577 ("Uber continues to assert attorney-work product protections over the two letter agreements attached as exhibits to the Due Diligence Report."))

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
26
27
28

This Order disposes of Docket Nos. 546 and 577.

IT IS SO ORDERED.

Dated: June 14, 2017



JACQUELINE SCOTT CORLEY
United States Magistrate Judge

United States District Court
Northern District of California