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12 *Attorneys for Defendants Lyft, Inc., Logan Green,*
 13 *John Zimmer, Brian Roberts, Prashant (Sean)*
 14 *Aggarwal, Jonathan Christodoro, Ben Horowitz,*
 15 *Valerie Jarrett, David Lawee, Hiroshi Mikitani, Ann*
 16 *Miura-Ko, and Mary Agnes (Maggie) Wilderotter*

17 *[Additional Counsel on Signature Pages]*

18 **UNITED STATES DISTRICT COURT**
 19 **NORTHERN DISTRICT OF CALIFORNIA**
 20 **OAKLAND DIVISION**

21 IN RE LYFT, INC. DERIVATIVE
 22 LITIGATION

23 Lead Case No. 4:20-cv-09257-HSG

24 **JOINT STIPULATION AND**
 25 **ORDER REGARDING STAY OF**
 26 **ACTION**

27 This Document Relates to:

28 ALL ACTIONS

Hon. Haywood S. Gilliam, Jr.

1 WHEREAS, Plaintiffs Vishal Mehta, Yao Hong Kok, and Ron Chenoy, (together,
2 “Plaintiffs”) each filed putative stockholder derivative actions on September 30, 2020, December
3 21, 2020 and December 21, 2020, respectively, on behalf of Nominal Defendant Lyft, Inc.
4 (“Lyft” or the “Company”) against Defendants John Zimmer, Logan Green, Brian Roberts,
5 Prashant (Sean) Aggarwal, David Lawee, Hiroshi Mikitani, Ann Miura-Ko, Mary Agnes
6 (Maggie) Wilderotter, Jonathan Christodoro, Ben Horowitz, and Valerie Jarrett (the “Individual
7 Defendants,” and collectively with Lyft, “Defendants”) (collectively with Plaintiffs, the
8 “Parties”);

9 WHEREAS, on January 4, 2021, the Court consolidated Plaintiffs’ respective derivative
10 actions into the above-captioned derivative case (the “Consolidated Derivative Action”) (ECF
11 No. 9);

12 WHEREAS, an earlier-filed and factually related securities class action is pending in the
13 United States District Court for the Northern District of California, captioned *In re Lyft, Inc.*
14 *Securities Litigation*, Lead Case No. 4:19-cv-02690-HSG (the “Federal Class Action”), in which
15 plaintiff asserts federal securities claims against the Company and certain of its current and
16 former officers and directors (all of whom are defendants in the Consolidated Derivative
17 Action);

18 WHEREAS, there is substantial overlap between the facts and circumstances alleged in
19 the Consolidated Derivative Action and the Federal Class Action;

20 WHEREAS, on January 21, 2021, the Court entered an order relating the Consolidated
21 Derivative Action to the Federal Class Action (ECF No. 17);

22 WHEREAS, the Parties have met and conferred concerning the most efficient manner in
23 which to litigate the derivative claims in the Consolidated Derivative Action and agree that
24 resolution of the claims in the Federal Class Action may help inform the manner in which this
25 Consolidated Derivative Action proceeds;

26 WHEREAS, in an effort to proceed in the most efficient manner, the Parties agree that
27 this Consolidated Derivative Action should be stayed on the terms below.

28

1 IT IS ACCORDINGLY HEREBY STIPULATED by and among the Parties through their
2 respective counsel of record and subject to the approval of the Court, in order to facilitate the
3 efficient prosecution of this action, as follows:

4 1. This Consolidated Derivative Action shall be temporarily stayed in its entirety
5 (including all discovery) until this Court enters final judgment or issues a ruling on any motions
6 for summary judgment filed in the Federal Class Action, whichever is earlier.

7 2. Any previously scheduled hearings or deadlines, including the deadline to answer,
8 move, or otherwise respond to the complaints in the Consolidated Derivative Action are vacated.

9
10 **IT IS SO STIPULATED.**

11 Dated: February 16, 2021

Respectfully submitted,

12 **THE BROWN LAW FIRM, P.C.**

LATHAM & WATKINS LLP

13 /s/ Robert C. Moest

/s/ Colleen C. Smith

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Co-Lead Counsel for Plaintiffs

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SIGNATURE ATTESTATION

I, Colleen C. Smith, am the ECF User whose ID and password are being used to file this Joint Stipulation and [Proposed] Order regarding Stay of Action. In compliance with Civil L.R. 5-1(i), I hereby attest that concurrence in the filing of this document has been obtained from each of the other signatories.

Dated: February 16, 2021

By: /s/ Colleen C. Smith

* * *

ORDER

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

Dated: 2/17/2021


The Honorable Haywood S. Gilliam, Jr.
UNITED STATES DISTRICT COURT JUDGE