

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

MIRANDA FERRAND, individually,
and on the behalf of THE ESTATE OF
CIAYA WHETSTONE, and
BURNETTE WHETSTONE,
individually, and on behalf of the
ESTATE OF CIAYA WHETSTONE

VERSUS

UBER TECHNOLOGIES, LLC d/b/a
UBER and JOHN DOE

CIVIL ACTION

NO. 23-1553

JUDGE JAY ZAINEY

MAGISTRATE JUDGE
MICHAEL NORTH

SECTION "A"(5)

ORDER AND REASONS

The following motion is before the Court: **MOTION to Dismiss for Lack of Jurisdiction or, Alternatively, Motion to Compel Arbitration with Motion to Stay** (Rec. Doc. 6) filed by Uber Technologies, Inc. The motion is before the Court on the briefs without oral argument. For the following reasons, the Defendants' motion is GRANTED IN PART and STAYED until the parties complete arbitration.


Both Plaintiffs and Defendants agree that this matter should fall within the purview of an arbitrator. As such, the Court shall not weigh into a decision on the jurisdictional issue on the merits. The parties have previously and continue to agree that the arbitrator has the authority to decide whether some issues should be decided by this Court. If the claims and issues are not fully adjudicated by arbitration, the Court will re-open this case upon motion by a party.

ACCORDINGLY;

IT IS ORDERED that the Defendant's **Motion to Dismiss (Rec. Doc. 6)** is **GRANTED in part** and **DENIED in part**. The motion is GRANTED insofar as this matter is STAYED and

ADMINISTRATIVELY CLOSED pending arbitration. The motion is DENIED as to all other issues.

New Orleans, Louisiana, this 23rd day of August 2023.



UNITED STATES DISTRICT JUDGE