

EXHIBIT A**UBER TECHNOLOGIES, INC./RASIER, LLC****INSTRUCTIONS FOR PRODUCTION OF DOCUMENTS AND RESPONSE TO
REQUESTS FOR INFORMATION**

In producing documents under this subpoena, furnish all documents known or available to you, or in your possession, custody or control, regardless of whether such documents are possessed directly by you or any of your agents, employees, attorneys, representatives, investigators, or consultants or by any corporation, partnership, association, or other entity in which you are employed, have an ownership interest in or affiliated with in any manner.

Please produce the documents in such a way that they correspond to the specific paragraph in this request to which they are responsive. If any document requested cannot be produced in full because it is in part privileged, partially destroyed, or for any other reason, please so state and produce such portions of said documents.

DEFINITIONS

1. "Affiliate" means any person that either directly or indirectly controls or is controlled by Uber Technologies, Inc. ("Uber") or Rasier, LLC ("Rasier") or is somehow in common control with Uber or Rasier. "Control" includes but does not necessarily require equity ownership in Uber or Rasier.

2. "Agent" means any agent, employee, officer, director, attorney, consultant, independent contractor, or any other person acting at the direction of or on behalf of another.

3. "And" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope hereof any documents which might otherwise be construed as outside the scope of the City's subpoena.

4. "Communication" means any written statement, dialogue, colloquy, meeting, discussion, or conversation, and also means any transfer of thoughts or ideas between persons by means of documents and includes any transfer of data from one location to another by electronic or similar means.

5. "Control", if not otherwise expressly stated, means in your possession, custody, or control or under your direction, and includes in the possession, custody, or control of those under the direction of you or your employees, subordinates, counsel, accountant, consultant, expert, parent, or affiliated corporation, and any person purporting to act on your behalf.

6. "Date" means the exact date, month and year, if ascertainable or, if not, the best approximation of the date (based upon relationship with other events).

7. "Document" means any writing, graphic matter, computer stored matter, except as noted below, or other means of preserving thought or communication, and all tangible things from which information can be processed or transcribed, including but not limited to correspondence, memoranda, notes, messages, letters, telegrams, teletype, telefax, e-mails, computer records, bulletins, minutes or other communications, interoffice and intra-office telephone calls, diaries, chronological data, minutes, books, reports, charts, ledgers, invoices, worksheets, receipts, returns, computer printouts, prospectuses, financial statements, schedules, affidavits, contracts, cancelled checks, transcripts, statistics, surveys, magazine or newspaper articles, releases, graphic records or representations of any kind, including without limitation photographs, charts, graphs, microfiche, microfilm, videotape, recordings, motion pictures and electronic, mechanical or electric recordings or representations of any kind, including without limitation tapes, cassettes, discs and recordings. An inspection of your computer system may be necessary to assure compliance with this request. By document the City does not include and does not expect Uber to retrieve materials from its thousands of back up computer tapes.

8. "Person" means any natural person, individual, proprietorship, partnership, corporation, association, organization, joint venture, firm, other business enterprise, governmental body, group of natural persons or other entity.

9. "Portland" or "City" means the City of Portland, Oregon.

10. "Relate to" or "relating to" means: pertaining to, referring to, contains, concerning, describing, embodying, mentioning, constituting, supporting, corroborating, demonstrating, proving, showing, evidencing, arising out of or in connection with, refuting, negating, disputing, rebutting, controverting, contradicting, or in any way legally, logically or factually connected in any way with the stated subject matter.

11. "Relevant time period" means January 1, 2013 through present.

12. The words "you," "yours," "yourselves," "Uber," and/or "Company" means Uber Technologies, Inc., its subsidiaries, Board of Directors, and any employees, agents, representatives, affiliates, or other persons or entities acting, or purporting to act, on behalf of the Company.

INSTRUCTIONS

1. If any document is withheld under a claim of privilege, please furnish a list that identifies each document for which a privilege is claimed, including the following information:

- a. The date of the document;
- b. The sender, author, and/or originator of the document;
- c. The recipient or recipients of the document;
- d. The persons to whom copies of the document were furnished, along with such persons' job titles or positions;
- e. The subject matter of the document;
- f. The specific basis upon which the privilege is claimed; and
- g. The paragraph of this request to which such document responds.

2. If there are no documents responsive to a category specified below, you shall so state in a writing produced at the time and place that documents are demanded to be produced by this request.

3. If any document requested herein has been lost, discarded, or destroyed, please identify the document so lost, discarded, or destroyed, together with the following information: date of disposal, person authorizing the disposal, and person disposing of the documents.

4. For the purposes of this document production, all materials must be transmitted in electronic format wherever possible. When possible, provide documents in Microsoft Office or Adobe Acrobat formats. Notwithstanding the foregoing, you should not change or modify the format or media in which the document now appears.

DOCUMENTS

1. Any and all documents created or possessed at any time relating to any software or software application known as Greyball or VTOS ("Violation of Terms of Service") or by any other name or acronym designed to detect government officials and/or government regulators and/or competitors and/or those deemed safety risks and/or any other persons seeking to use the Uber application whom Uber wanted to screen out or detect or otherwise prevent from accessing transportation by an Uber driver.

2. Any and all documents created or possessed at any time showing how Uber or Uber drivers can "block" or restrict access to transportation services provided by an Uber driver when any person seeks to access such transportation services. Any and all documents discussing the use of any software or software application known as Greyball or targeted at VTOS.

3. Any and all documents created or possessed at any time evidencing, relating or referring to any methods by which any user can be blocked or restricted from accessing transportation services from an Uber-contracted driver.

4. Any and all documents created or possessed at any time constituting, evidencing, relating or referring to any Uber policies, practices, requirements and/or contract terms regarding a driver's ability to decide or basis for deciding to accept or reject transportation requests made through an Uber software application. This request specifically includes, but is not limited to, any documents evidencing, relating or referring to the information provided to Uber contracted drivers regarding customers seeking to access Uber transportation services.

5. Any and all documents created or possessed at any time evidencing, constituting, describing or referring to any and all algorithms or software used by Uber to alter or substitute the application viewed by potential customers from the usual, customary or normal Uber software application.

6. Any and all documents created or possessed at any time constituting, evidencing, relating or referring to the so-called "Greyball Playbook" or documents from any Uber officer or employee detailing the criteria and factors to be used in determining the methodology of how and when to apply the software application known as Greyball or VTOS, including all work papers thereof.

7. Any and all documents identifying or describing the business purposes for the Greyball or VTOS software application.



City of Portland

37284

March 15, 2017

Sent VIA Certified Mail
Return Receipt Requested

Travis Kalanick
Uber Technologies Inc.
Attn: Nancy Allred / Rachel Pojunas
1455 Market Street, 4th floor
San Francisco, CA 94103

Dear Mr. Kalanick:

In 2014, when Uber Technologies Inc. and any or all of its subsidiaries ("Uber") entered Portland's private for-hire transportation market without a permit to operate, our code enforcement officers experienced what appeared to be intentional avoidance of City regulators by Uber and its drivers. We are extremely alarmed to learn that Uber created and deployed a comprehensive software application, "Greyball," with the purpose of evading regulators, as reported on Friday, March 3, 2017 by the New York Times¹.

The City of Portland takes the alleged use of the Greyball software in our city very seriously. We are conducting an investigation to determine if and when this practice was employed since Uber began operating in Portland and whether it has been employed in any manner against any consumer. As part of our investigation, we request a written response to the following questions no later than the close of business on Friday, March 31, 2017:

1. At any time to present, did you use or cause to be used any software or software application known as Greyball or Violations of Terms of Service ("VTOS") or by any other name or acronym designed to detect government officials and/or government regulators and/or competitors and/or those deemed safety risks and/or any other persons seeking to use the Uber application whom Uber wanted to screen out or detect or otherwise prevent from accessing transportation by an Uber driver?
2. Please describe in detail all uses of any such software from at any time to present.

¹ "How Uber Deceives the Authorities Worldwide," <https://www.nytimes.com/2017/03/03/technology/uber-greyball-program-evade-authorities.html>

3. Please describe in detail all information provided by Uber to its drivers using either the regular Uber software application(s) or any software application(s) described in Paragraph 1 above.
4. Please describe in detail all uses of Uber technology to hide the standard city app view for individual riders, enabling Uber to show that same rider a different version.
(Reference Joe Sullivan March 8, 2017 Blog Post)

We also request the following data no later than the close of business Friday, March 31, 2017:

1. Any and all documents created or possessed at any time relating to any software or software application associated with Greyball or similar software.
2. Any and all documents created or possessed at any time showing how Uber or Uber partners or drivers can "block" or restrict access to transportation services provided by an Uber partner or driver when any person seeks to access such transportation services. Any and all documents discussing the use of any software or software application known as Greyball or targeted at VTOS or City Code.
3. Any and all documents created or possessed at any time evidencing, relating, or referring to any methods by which any City of Portland employee or consumer has been blocked or restricted from accessing transportation services from an Uber partner or driver.
4. Any and all documents created or possessed at any time constituting, evidencing, relating, or referring to any Uber policies and/or practices and/or requirements and/or contract terms regarding a partner or driver's ability to decide, or basis for deciding, to accept or reject transportation requests made through an Uber software application. This request specifically includes, but is not limited to, any documents evidencing, relating or referring to the information provided to Uber partners or drivers regarding customers seeking to access Uber transportation services.
5. Any and all documents created or possessed at any time evidencing, constituting, describing or referring to any and all algorithms or software used by Uber to alter or substitute the application viewed by potential customers or City employees from the usual, customary or normal Uber software application.
6. Any and all documents created or possessed at any time constituting, evidencing, relating or referring to the so-called "Greyball Playbook."
7. Any and all documents created or possessed at any time relating or referring to Greyball or Greyballing.
8. The approximate age of audited partners or drivers reported in five (5) year increments, the driver's service rating at the time of the audit and the length of service with Uber at

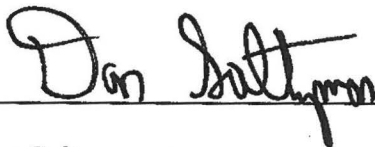
the time of the audit. Portland Bureau of Transportation's Regulatory Division will provide you a list of audited drivers.

Currently, Uber is required to provide data to PBOT on a monthly basis pursuant to Portland City Code 16.40.240 J. 1. and subject to a Data Insights Agreement. The information requested above is pursuant to the following Code provisions:

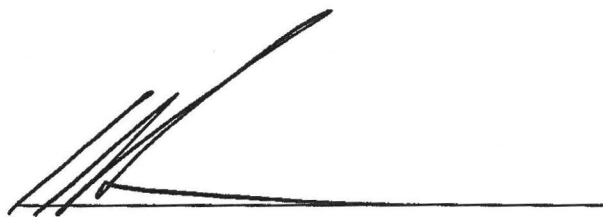
- PCC 16.40.240 J. Data Requirements: 5. Upon request, the TNC shall provide data identified by the Director to verify compliance with requirements pursuant to Chapter 16.40.
- PCC 16.40.240. L. TNC Record Management and Mandatory Compliance: 2. TNCs shall submit to compliance audits and enforcement actions upon request by the Director, any authorized city personnel or law enforcement officer pursuant to Chapter 16.40.

In addition, we require a commitment, in writing, that Uber and its partners and drivers will never use Greyball or any similar software tool to evade regulators now or in the future. Failure to cooperate with this investigation may result in the suspension or revocation of your permit to operate in the City of Portland.

Sincerely,



Dan Saltzman,
Commissioner-in-Charge
Portland Bureau of Transportation



Ted Wheeler,
Mayor
City of Portland