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8	UNITED STATES DISTRICT COURT			
9	NORTHERN DISTRICT OF CALIFORNIA			
10	SAN FRANCISCO DIVISION			
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12	Uber Technologies, Inc.,	Case No.		
13	Plaintiff,	COMPLAINT FOR:		
14	V.	(1) VIOLATION OF THE COMPUTER FRAUD AND ABUSE ACT, 18 U.S.C. §1030,		
15	John Doe I, an individual,	et seq.; AND (2) VIOLATION OF CALIFORNIA		
16 17	Defendant.	COMPREHENSIVE COMPUTER DATA ACCESS AND FRAUD ACT, CALIFORNIA PENAL CODE § 502		
18		[DEMAND FOR JURY TRIAL]		
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		COMPLAINT AND DEMAND FOR		
		JURY TRIAL		

1	For its complaint, plaintiff Uber Technologies, Inc. ("Uber") alleges as follows:		
2	I. PARTIES		
3	1. Plaintiff Uber is a Delaware corporation with its principal place of business in San		
4	Francisco, California.		
5	2. Defendant John Doe I is an individual of unknown residence and citizenship.		
6	Uber does not know John Doe I's identity or location at this time. Uber will amend its complaint		
7	to name John Doe I when his or her identity is learned.		
8	II. JURISDICTION AND VENUE		
9	3. This Court has federal question jurisdiction over this action under 28 U.S.C.		
10	§ 1331, because this action alleges violations of the Computer Fraud and Abuse Act, 18 U.S.C.		
11	§ 1030.		
12	4. Venue is proper in this District under 28 U.S.C. § 1391(b)(2). Depending on the		
13	residence of defendants, venue may be proper under 28 U.S.C. § 1391(b)(1) or (3) as well.		
14	III. FACTS AND BACKGROUND		
15	5. Uber is a technology company that has developed a smartphone application that		
16	connects drivers and riders in cities all over the world. Uber publicly launched in June 2010, and		
17	is available in over 200 cities. Over 100,000 drivers use Uber's smartphone app to receive		
18	requests for transportation services.		
19	6. Uber maintains internal database files with confidential details on the drivers who		
20	use its application.		
21	7. The contents of these internal database files are closely guarded by Uber.		
22	Accessing them from Uber's protected computers requires a unique security key that is not		
23	intended to be available to anyone other than certain Uber employees, and no one outside of Ube		
24	is authorized to access the files.		
25	8. On or around May 12, 2014, from an IP address not associated with an Uber		
26	employee and otherwise unknown to Uber, John Doe I used the unique security key to download		
27	Uber database files containing confidential and proprietary information from Uber's protected		
28	computers.		

1 2		IV. COUNT ONE (COMPUTER FRAUD AND ABUSE ACT, 18 U.S.C. § 1030)	
3	9.	Plaintiff Uber realleges and incorporates by reference, as if fully set forth herein,	
4	the allegation	ns in paragraphs 1-8 above.	
5	10.	Uber's proprietary database is stored on Uber protected computers, which are	
6	connected to the internet and used in interstate commerce.		
7	11.	John Doe I intentionally accessed Uber's protected computers without	
8	authorization by accessing and downloading Uber's proprietary database files.		
9	12.	John Doe I's access and download of Uber's database from Uber's computers has	
10	harmed Uber in that, among other things, Uber has expended resources to investigate the		
11	unauthorized access and to prevent such access from occurring. The loss to Uber as a result		
12	exceeds \$5,000.		
13	V. COUNT TWO (CALIFORNIA PENAL CODE § 502)		
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15	13.	Plaintiff Uber realleges and incorporates by reference, as if fully set forth herein,	
16	the allegations in paragraphs 1-12 above.		
17	14.	Uber's proprietary database is stored on Uber's protected computers.	
18	15.	John Doe I knowingly accessed and without permission used Uber's computers in	
19	order to wrongfully obtain Uber's proprietary database files.		
20	16.	John Doe I knowingly accessed and without permission took and copied Uber's	
21	proprietary database files from Uber's computers.		
22	17.	John Doe I's access and download of Uber's database from Uber's computers has	
23	harmed Uber in an amount to be proven at trial.		
24		VI. JURY DEMAND	
25	18.	Pursuant to Federal Rule of Civil Procedure 38(b), plaintiff demands a trial by jury	
26	as to all issues so triable in this action.		
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1 VII. PRAYER FOR RELIEF WHEREFORE, plaintiff Uber prays for the following relief: 2 For injunctive relief, as follows: An order barring defendant from any further acts A. 3 constituting violations of the Computer Fraud and Abuse Act and Section 502 of the California 4 Penal Code, including any attempts to access files from Uber's database or any attempts to 5 transfer such files to any other person or entity, and directing defendants immediately to return to 6 7 Uber any files or information described herein; B. For judgment in favor of plaintiff, and against defendant, for damages in such 8 amounts as may be proven at trial; 9 C. For reasonable attorneys' fees; and 10 D. For such other relief as the Court may deem just and proper. 11 12 DATED: February 27, 2015 PERKINS COIE LLP 13 By: /s/ James G. Snell 14 James G. Snell 15 Attorneys for Plaintiff Uber Technologies, Inc. 16 17 18 19 20 21 22 23 24 25 26 27 28