

November 26, 2014

VIA ELECTRONIC & FIRST CLASS MAIL

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Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Re: Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Lyft, Inc.; Docket No. C-2014-2422713

Dear Secretary Chiavetta:

Attached for filing with the Pennsylvania Public Utility Commission is an Answer to the Bureau of Investigation and Enforcement’s Motion to Take Official Notice of Commission Order on behalf of Lyft, Inc., in the above-captioned proceeding.

As shown by the attached Certificate of Service, all parties to this proceeding are being duly served.

P. Sobiecki
Counsel for Lyft, Inc.
PA Attorney ID # 94366

Enclosures

- c Administrative Law Judge Mary D. Long (via e-mail and First-Class Mail)
- Administrative Law Judge Jeffrey A. Watson (via e-mail and First-Class Mail)
- Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served upon the following persons, in the manner indicated, in accordance with the requirements of § 1.54 (relating to service by a participant).

VIA E-MAIL AND CLASS MAIL

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Dated this 26th day of November, 2014, in Washington, D.C.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PENNSYLVANIA PUBLIC UTILITY
COMMISSION, BUREAU OF
INVESTIGATION AND ENFORCEMENT

Complainant,

Docket No. C-2014-2422713

v

LYFT, INC.

Respondent.

**LYFT’S ANSWER TO BUREAU OF INVESTIGATION AND ENFORCEMENT’S
MOTION TO TAKE OFFICIAL NOTICE OF COMMISSION ORDER**

1. Pursuant to Section 5.61(a)(1) of the Pennsylvania Public Utility Commission’s (“PUC” or “Commission”) Regulations, Lyft, Inc. submits this Answer to the Bureau of Investigation and Enforcement’s (“I&E”) Motion to Take Official Notice of Commission Order.

2. On November 7, 2014, I&E filed a motion requesting that the Administrative Law Judges “take official notice of [the Commission’s October 23, 2014 Order] in its consideration of Lyft, Inc.’s Answer to Motion to Compel the Response of Lyft, Inc. to the Bureau of Investigation and Enforcement’s Interrogatories and Requests for Production of Documents – Set II.” I&E Mot. to Take Official Notice at 1. The Motion should be denied as moot for three reasons.

3. First, on November 7, 2014, I&E’s Motion to Compel was granted. The Motion to Take Official Notice now supports a motion that is no longer extant; therefore, it is moot.

4. Second, on November 13, 2014, the Commission granted reconsideration of the October 23 Order. Because there is currently no order to take notice, the Motion to Take Official Notice is moot.

5. Third, even if the October 23 Order remained relevant, it only arguably addressed Lyft's raw trip data, which was sought by I&E in Request No. 1 to Set II, and did not address Request No. 2. Because Lyft has now fully complied with Request No. 1, and the October 23 Order has no relevance to whether Request No. 2 seeks proprietary information, the October 23 Order is not relevant.

6. For the foregoing reasons, Lyft respectfully requests that the Motion to Take Official Notice of Commission Order be denied.

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Dated: November 26, 2014