



FUNDING INFORMATION SUMMARY STATEMENT

Case: S ECI 2019 01926

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1. How is the Uber Class Action funded?

The Uber Class Action is being funded by a litigation funder, Harbour Fund III, L.P. (**Harbour**). When claimants register for the class action with Maurice Blackburn, they sign a Retainer with Maurice Blackburn and a Funding Agreement with Harbour.

2. What is the role of Harbour and what are the basic terms of the Funding Agreement?

As the litigation funder for the Uber Class Action, Harbour drafted a Funding Agreement, which sets out the terms on which Harbour is willing to fund the class action. Under the Funding Agreement, Harbour agrees to pay a proportion of the legal costs and all disbursements (for example, barristers' and experts' fees) to Maurice Blackburn on behalf of group members, during the life of the case.

Additionally, the Funding Agreement also provides that Harbour will meet any orders for security for costs or any adverse costs order made against the lead plaintiff (in the event that there is not a successful outcome).

3. What funding costs is Harbour entitled to if there is a successful outcome?

In the event of a successful outcome (such as a settlement that is approved by the Court or a judgement by the Court awarding damages to group members), Harbour will be entitled to recover both:

- the legal costs and disbursements it paid during the course of the proceeding; and
- a funding commission.

The funding commission is a percentage of the recovery which reflects the risks assumed by Harbour in funding the case, as set out in the Funding Agreement. The amount of the funding commission varies between 25% - 30% of any recovery, depending on when a successful outcome occurs. An additional 5% is added for any appeals which Harbour agrees to fund.

Before any amounts can be deducted from any recovery, legal costs and disbursements and the funding commission must first be approved by the Court.

It may be that, instead of a funding commission, the Court makes either a common fund order or a funding equalisation order. Those orders have the effect of ensuring that all group members are treated equally in terms of the amount deducted from their recovery for funding costs, regardless of whether they had a Funding Agreement with Harbour.

4. What happens if there is not a successful outcome?

In the event that there is not a successful outcome, Harbour will pay any adverse costs order, should one be made. Harbour will not, as per the Funding Agreement, seek or be entitled to recover from group members any costs it has paid on their behalf in relation to the case. Maurice Blackburn will not seek to recover from group members any costs it has incurred on their behalf in relation to the case.

5. Who can group members contact for further information about the funding of the class action?

For further information about the funding of the Uber Class Action, including to obtain a copy of the Funding Agreement, group members may contact Maurice Blackburn, at no out of pocket cost, via:

Email	uber@mauriceblackburn.com.au
Phone	1800 291 047
Post	Uber Class Action PO Box 523 Melbourne VIC 3001