



**GRANTED**

EFiled: Dec 21 2021 11:18AM EST  
Transaction ID 67184503  
Case No. 2019-0407-JTL



**IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE**

SYMBIONT.IO, INC.,

Plaintiff,

v.

IPREO HOLDINGS, LLC, IPREO LTS  
LLC, IHS MARKIT LTD., and MARKIT  
NORTH AMERICA, INC.,

Defendants.

C.A. No. 2019-0407-JTL

IPREO HOLDINGS, LLC, IPREO LTS  
LLC, IHS MARKIT LTD., and MARKIT  
NORTH AMERICA, INC.,

Counterclaim Plaintiffs,

v.

SYMBIONT.IO, INC.,

Counterclaim Defendant,

and

SYNAPS LOANS LLC,

Nominal Counterclaim  
Defendant.

**STIPULATION AND [PROPOSED] ORDER  
REGARDING SECURITY FOR PARTIAL  
FINAL JUDGMENT AND STAY PENDING APPEAL**

WHEREAS, the Court issued its post-trial Memorandum Opinion in this action on August 13, 2021 (the “Memorandum Opinion”), and entered the Order and Partial Final Judgment of the Court implementing that Memorandum Opinion on September 17, 2021 (the “Partial Final Judgment”), in which the Court granted judgment in favor of the Plaintiff on certain claims in this action, entered judgment in favor of the Defendants on certain other claims, and awarded monetary damages in the amount of \$157,862,507.35 against Defendants (the “Damages Award”);

WHEREAS, the Partial Final Judgment further awarded to Plaintiff costs in the amount of \$31,505.25, and awarded pre- and post-judgment interest on the Damages Award from November 30, 2020, until the date of payment;

WHEREAS, Defendants filed a notice of appeal from the Memorandum Opinion and Partial Final Judgment with the Supreme Court of the State of Delaware on October 18, 2021, and filed Appellants’ Opening Brief on December 2, 2021; and

WHEREAS, the parties have agreed, subject to the Court’s approval, to stay enforcement of the Partial Final Judgment pending appeal, subject to the Defendants posting adequate security; now, therefore,

IT IS STIPULATED AND AGREED pursuant to Article IV § 24 of the Constitution of the State of Delaware, Supreme Court Rule 32, and Court of Chancery Rule 62(d), subject to the approval of the Court, as follows:

1. Any and all enforcement of the Partial Final Judgment shall be, and hereby is, immediately stayed until entry by the Delaware Supreme Court of a mandate finally disposing of any appeal or cross-appeal from this action; provided, however, that nothing in this Stipulation and Order alters the accrual of interest until the Partial Final Judgment is satisfied or reversed; and

2. Within seven (7) calendar days of the entry of this Stipulation and Order, the Defendants shall post a supersedeas bond in the amount of \$91,372,758.93 as security for the stay of enforcement of the Partial Final Judgment. The amount of the bond is equal to 50% of the Damages Award (\$78,931,253.68), plus costs (\$31,505.25), plus estimated pre- and post-judgment interest on that amount for a period of two years from the date of the Partial Final Judgment (\$12,410,000.00). The bond shall be lodged with the Register in Chancery within 21 days of the date of this Stipulation and Order. The terms of such supersedeas bond will be substantially the same as those set forth in Official Form J of the Rules of the Supreme Court of the State of Delaware. The parties agree that a supersedeas bond in the amount and form specified by this paragraph constitutes adequate security for the Partial Final Judgment and the stay thereof.

3. The stay pending appeal granted in this Stipulation and Order is conditioned on the Defendants' timely posting and lodging of a bond as described above.

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Dated: December 10, 2021

IT IS SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

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Vice Chancellor J. Travis Laster

This document constitutes a ruling of the court and should be treated as such.

**Court:** DE Court of Chancery Civil Action

**Judge:** J Travis Laster

**File & Serve**

**Transaction ID:** 67160336

**Current Date:** Dec 21, 2021

**Case Number:** 2019-0407-JTL

**Case Name:** APPEAL (10/18/2021) CONF ORD - Symbiont.io, Inc. v. Ipreo Holdings, LLC, et al.

**Court Authorizer:** J Travis Laster

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**/s/ Judge J Travis Laster**