



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

D1 JASPER HOLDINGS LP, D1 SPV JL  
MASTER LP, JAY BLOCKER LTD., JAY  
DOMESTIC LLC, GCCU II LLC, TOCU XX  
LLC, OC II FIE VIII LP, JL SPV HOLDINGS,  
LLC, EMS J-INV LLC, DISRUPTIVE  
TECHNOLOGY SOLUTIONS XIV, LLC,  
DISRUPTIVE TECHNOLOGY SOLUTIONS  
XVI, LLC–SERIES A, DISRUPTIVE  
TECHNOLOGY SOLUTIONS XVI, LLC–  
SERIES B, and DISRUPTIVE TECHNOLOGY  
SOLUTIONS XVI, LLC–SERIES C,

Plaintiffs,

v.

JUUL LABS, INC. and JL TAO LLC,

Defendants.

C.A. No. 2023-1060-NAC

**[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION TO STRIKE**

The Court having considered Plaintiffs' Motion to Compel, or in the Alternative, to Strike (the "Motion"), and any further submissions or arguments, and good cause having been shown,

**IT IS HEREBY ORDERED**, this \_\_\_\_\_ day of \_\_\_\_\_, 2024, that:

1. The Motion is **GRANTED**; and
2. The trial testimony of David Barse is hereby struck from the record and the Court shall infer that the Independent Committee failed to conduct any

meaningful analysis as to whether the Insider Financing was a Qualified Financing under the NPA and NWPA.

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Vice Chancellor Nathan A. Cook