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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION  
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16 AIRBNB, INC.,  
17 Plaintiff,  
18 vs.  
19 CITY AND COUNTY OF SAN  
20 FRANCISCO,  
21 Defendant.  
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Case No. 16-cv-03615  
**[PROPOSED] ORDER GRANTING  
PLAINTIFF'S MOTION FOR A  
PRELIMINARY INJUNCTION**

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1 Before the Court is Plaintiff’s Motion for a Preliminary Injunction. Having considered the  
2 papers and the entire record, the Court finds good cause to order the requested relief. Plaintiff has  
3 demonstrated that it is likely to succeed on the merits of its challenge to provisions 41A.5(e),  
4 41A.5(g)(4)(C), and 41A.7(b)(1)–(3) of the San Francisco Administrative Code. Plaintiff has also  
5 established that it will suffer irreparable harm absent an injunction; that the balance of the equities  
6 tips in its favor; and that an injunction is in the public interest.

7 Accordingly, it is hereby ordered that Plaintiff’s Motion for a Preliminary Injunction is  
8 GRANTED. Defendant City and County of San Francisco is hereby enjoined from taking any  
9 actions to enforce against Airbnb, Inc. provisions 41A.5(e), 41A.5(g)(4)(C), and 41A.7(b)(1)–(3)  
10 of the San Francisco Administrative Code, as well as the other portions of Chapter 41A of the San  
11 Francisco Administrative Code providing for enforcement and penalties based on those  
12 provisions. Accordingly, Defendant City and County of San Francisco, and its agents, servants,  
13 employees, and attorneys, shall take no actions to penalize Airbnb, Inc.—including any  
14 investigation, arrest, prosecution, or penalty—for: (a) the publication of rental advertisements or  
15 other information of third-party hosts on Airbnb.com; (b) the failure to verify whether a host or  
16 rental listing is associated with a valid registration number; (c) the failure to include a registration  
17 number in any advertisement of a third-party host on Airbnb.com; or (d) the failure to disclose to  
18 the City host information, including hosts’ names and addresses.

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20 Dated: \_\_\_\_\_

\_\_\_\_\_  
United States District Court Judge

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