



GRANTED

EFiled: Sep 19 2013 01:59PM EDT
Transaction ID 54237771
Case No. 8885-VCL



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

DOUGLAS M. HAYES, on behalf of Himself and all)
Others Similarly Situated and Derivatively on Behalf)
of Nominal Defendant ACTIVISION BLIZZARD,)
INC.,)

Plaintiff,)

v.)

ACTIVISION BLIZZARD, INC., PHILIPPE G.H.)
CAPRON, JEAN-YVES CHARLIER, ROBERT J.)
CORTI, FREDERIC R. CREPIN, JEAN-FRANCOIS)
DUBOS, LUCIAN GRAINGE, BRIAN G. KELLY,)
ROBERT A. KOTICK, ROBERT J. MORGADO,)
RICHARD SARNOFF, REGIS TURRINI,)
VIVENDI, S.A., AMBER HOLDING SUBSIDIARY)
CO., ASAC II LP, ASAC II LLC, DAVIS)
SELECTED ADVISERS, L.P. and FIDELITY)
MANAGEMENT & RESEARCH CO.,)

Defendants.)

C.A. No. 8885-VCL

[PROPOSED] PRELIMINARY INJUNCTION

AND NOW, this ____ day of _____ 2013, upon consideration of Plaintiff's Verified Class Action and Derivative Complaint, Motion for a Temporary Restraining Order, briefing thereon, and the argument of the parties, and for the reasons stated on the record by the Court on September 18, 2013,

IT IS HEREBY ORDERED that:

1. Defendants, their officers, agents, employees, attorneys and those acting in concert with them are hereby preliminarily enjoined from consummating the transactions contemplated by the Stock Purchase Agreement by and among Activision Blizzard, Inc. ("Activision"), ASAC II LP, and Vivendi, S.A., dated as of July 25, 2013, pending (a) this Court issuing a final decision after trial on the merits, (b) receipt of a favorable Activision stockholder

vote on the Stock Purchase Agreement under Section 9.1(b) of the Certificate of Incorporation of Activision or (c) modification of this Order by this Court or the Delaware Supreme Court.

2. A preliminary injunction bond in the amount of \$150,000.00 shall be posted on behalf of Plaintiff within five (5) business days of entry of this Order.

The Honorable 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: 54235433

Current Date: Sep 19, 2013

Case Number: 8885-VCL

Case Name: Hayes, Douglas M vs Activision Blizzard Inc

Court Authorizer: Laster, J Travis

/s/ **Judge Laster, J Travis**