



## CITY OF ANN ARBOR, MICHIGAN

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Office of The City Attorney

May 14, 2014

Uber Technologies, Inc.  
Michael J. White, General Manager  
Uber Ann Arbor  
182 Howard Street, #8  
San Francisco, California 94105

Re: Notice to Cease and Desist Unlawful Operations in the City of Ann Arbor, Michigan

Dear Mr. White and Uber Technologies, Inc.:

It has been reported and has been observed that you and Uber Technologies, Inc., its officers and directors (collectively "Uber") are aiding and abetting the unlawful operation of vehicles for hire known as UberX and/or UberBLACK in the City of Ann Arbor.

**The City demands that you and Uber comply with the Michigan Limousine Transportation Act ("the Act") by ceasing and desisting from soliciting persons to sign up with Uber to operate in the City without requiring them to and ensuring that they comply with the Act. It is incumbent upon you also to inform persons who seek to operate their vehicles as UberX or UberBLACK vehicles that they must comply with the Act and any other federal, state or local laws. All persons and entities involved are advised to consult with their attorneys.**

UberX and UberBLACK vehicles, which meet the Act's definition of "limousine," cannot lawfully be operated on Ann Arbor streets without the vehicles and their drivers being in full compliance with the Act.

Uber Technologies, Inc. itself may be subject to the Act as it applies to any entity that holds itself out "either directly or through any device or arrangement" as available to transport persons for hire by limousine. MCL 257.1903(f).

Operating UberX and UberBLACK vehicles without complying with state law may result in citations or arrest for violations of the law that include, but are not limited to, operating without a certificate of authority from the Michigan Department of Transportation ("MDOT"), operating without evidence of insurance as required by the Act, operating a vehicle without displaying a current limousine registration decal, and operating without a chauffeur's license.

**It is important for Uber, UberX and UberBLACK drivers, and the general public, to understand that these laws exist for the protection of the public.** This includes passengers, drivers and anyone else who may suffer injuries resulting from the operation of an UberX or UberBLACK vehicle. The requirement to obtain a certificate of authority from MDOT is intended to decrease the likelihood of physical injury to members of the public: MDOT will consider the safety record of the company as well as the safety of the UberX or UberBLACK vehicle as determined by an annual inspection. Additionally, an UberX or UberBLACK driver, as the driver of a limousine, is required to keep a current copy of his/her driving record in the vehicle and make it available for a prospective passenger to view (although the prospective passenger must evaluate for himself or herself whether the person is a safe driver). The insurance requirements, which exceed the requirements for operating a personal vehicle, is intended to protect members of the public from the financial consequences of their injuries. And, MDOT also considers whether there is **financial ability** to provide continuous insurance coverage and the **financial resources** to pay for damage claims.

City of Ann Arbor police officers are authorized to and will enforce the Act. Persons who violate laws applicable to limousines, which includes UberX and UberBLACK vehicles, should be aware that they are subject to fines of up to \$500. Likewise, persons or entities who require or permit a person to drive or operate a limousine in violation of the Act should know that they are subject to a fine of up to \$500 and/or up to 90 days in jail.

Please contact me or have your attorney contact me to inform the City what measures you are taking to ensure full compliance with the law.

Sincerely,



Kristen D. Larcom  
Senior Assistant City Attorney

cc: John Seto, Ann Arbor Chief of Police  
Steven Powers, Ann Arbor City Administrator  
National Registered Agents, Inc., Registered Agent  
Brian Mackie, Washtenaw County Prosecutor

Also sent via email @ Uber.com