

November 25, 2014

Ms. Salle Yoo  
General Counsel  
Uber Technologies, Inc.  
1455 Market Street, 4<sup>th</sup> Floor  
San Francisco, CA 94103

**Re: Broward County's Motor Carriers Ordinance  
CAO Files: 14-026 & 14-049**

Dear Ms. Yoo:

Broward County's Motor Carriers Ordinance, Chapter 22½, Broward County Code of Ordinances, regulates motor carriers engaged in for-hire ground transportation services for compensation within Broward County. The Ordinance requires that any motor carrier operating a motor vehicle for hire on County streets obtain a current valid motor carrier permit for any such vehicle as provided in the Chapter, and that all persons who drive, operate, or control any motor vehicle for compensation over any street in Broward County obtain a chauffeur's registration from the Broward County Environmental Licensing and Building Permitting Division.

In addition to these general requirements, the Ordinance requires that all motor carriers operating at Broward County's Fort Lauderdale-Hollywood International Airport obtain a separate permit or decal to operate at the Airport and that all motor carriers engaged in business on County property at Port Everglades obtain a Port Everglades Motor Carrier Business Permit and decal. In order to obtain a permit or decal to operate at the Airport and Port, applicants must, among other things, maintain adequate insurance and remit a fee for the privilege of conducting ground transportation operations at the Airport and Port. The Ordinance is intended to protect the safety of the traveling public, ensure efficient use of Airport and Port facilities, and generate revenue needed to operate the Airport and Port.

The business model of Uber Technologies, Inc. ("Uber"), including its software platform, appears to be an integral and inextricable part of providing and facilitating for-hire transportation services by Uber drivers on County streets and on County property at the Airport and Port. We are informed that Uber and its drivers do not have the proper permits, registrations, and decals to conduct ground transportation on the streets of Broward County or at the Airport and Port. As a result, Uber and its drivers are violating the Motor Carriers Ordinance and trespassing on County property at the Airport and Port.

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The County actively pursues violators of the Motor Carriers Ordinance and will continue to do so. **You are advised if Uber and its drivers continue to violate the Motor Carriers Ordinance on County streets and at the Airport and Port, the County will pursue all remedies available under local, state, and federal law. Uber drivers found violating the Motor Carriers Ordinance and picking up passengers at the Airport or Port will be warned, followed by issuance of a trespass warning. Continued violations may lead to the driver's arrest, the impounding of the driver's vehicle, and fines imposed upon the driver and your company.** The County may also pursue legal action seeking damages for past violations and injunctive relief to preclude future violations and trespasses.

The County welcomes competition and encourages good service and fair pricing, but requires that all business in the County be conducted in accordance with the County's ordinances, rules, and regulations. In order for Uber drivers to operate in Broward County, Uber and its drivers must obtain the appropriate permits, licenses, or decals, and comply with all applicable County ordinances, rules, and regulations. Until such time Uber and its drivers are in compliance, Uber is directed to cease operations in Broward County.

If for any reason you believe that Uber and its drivers are in compliance with the County's Motor Carriers Ordinance or that Uber and its drivers are not required to comply with the Ordinance, we would appreciate your informing us of the facts and legal argument for that position. We are available to discuss these issues at your convenience. We prefer seeking a mutually agreeable solution, when possible, rather than pursuing litigation.

Please contact Leonard Vialpando, Director of the County's Environmental Licensing and Building Permitting Division, at 954-765-4400 if you have any questions regarding the permitting process.

Sincerely,



Joni Armstrong Coffey  
County Attorney

JAC/AEA/lw

c: Broward County Board of County Commissioners  
Bertha Henry, County Administrator  
Evan Lukic, County Auditor  
Leonard Vialpando, Director, Environmental Licensing and  
Building Permitting Division