

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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JOHN PADBERG, CLIFFORD PAOLILLO, and
RASHID AHMED, LIBARDO URIBE, IONANNIS
SKLAVOUNAKIS, AND JOSEPH GERARD,
individually and on behalf of all others similarly situated,

Plaintiffs,

00 Civ. 3355 (RJD)

-against-

DIANE MCGRATH-MCKECHNIE, RUDOLPH W.
GIULIANI, JOSEPH MCKAY, MATTHEW DAUS,
HARRY RUBINSTEIN, ELLIOT SANDER,
HARVEY GIANNOULIS, MARVIN GREENBERG,
RAMONA WHALEY, AND THE NEW YORK CITY
TAXI AND LIMOUSINE COMMISSION,

Defendants.

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STIPULATION OF SETTLEMENT

BACKGROUND

WHEREAS, on June 9, 2000, plaintiffs filed a complaint in which they challenged, pursuant to 42 U.S.C. § 1983, the constitutionality of the Defendants' policy and practice of summary suspension and/or discretionary revocation of plaintiffs' taxi driver licenses in response to purported service refusal violations starting on or after November 11, 1999, and asked the Court to enjoin these practices; and

WHEREAS, this policy and practice has come to be known as "Operation Refusal"; and

WHEREAS, on April 29, 2002, the Court issued a memorandum and order granting in part plaintiffs' motion for summary judgment and granting in part Defendants' cross motion for summary judgment; and

WHEREAS, on December 15, 2005, the Court ruled that a single class would be certified composed of those taxi drivers whose licenses were summarily suspended and/or subject to discretionary revocation pursuant to Operation Refusal; and

WHEREAS, by order dated February 7, 2006, the Court granted plaintiffs' motion to amend the complaint to permit the addition of named plaintiffs and legal claims arising under the New York City Charter, the New York City Administrative Procedure Act and Local Law, and denied the parties' cross-motions for further summary judgment; and

WHEREAS, on December 20, 2005, the Court issued an Order as follows: Defendants' motion for summary judgment on punitive damages is hereby granted. Plaintiffs' motion for summary judgment on punitive damages and plaintiffs' appeal of Judge Gold's ruling on sanctions are hereby denied. A memorandum of decision will follow as time and circumstances permit. On March 4, 2006 the Court issued a document entitled Notice to Counsel stating inter alia that, "The evidence presented to the Court in the context of the punitive damages claim is insufficient as a matter of law." and

WHEREAS, Defendants deny any and all liability arising out of plaintiffs' individual and class claims; and

WHEREAS, the parties have engaged in extensive discussions to resolve this action without the time, uncertainties and expense of trial; and

WHEREAS, these discussions have resulted in this Stipulation of Settlement which, subject to the Court's approval in a fairness hearing, settles this action in the manner and on the terms set forth below;

NOW THEREFORE IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, as follows:

I

DEFINITIONS

1. The “Settlement Class” consists of New York City taxi drivers, licensed by the New York City Taxi and Limousine Commission (the “TLC”), whose taxi driver licenses were summarily suspended by the TLC starting on or after November 11, 1999, pursuant to charges that they had committed service refusals, and drivers whose licenses were revoked by the TLC for first or second service refusal offenses. Taxi drivers whose licenses were summarily suspended or subject to discretionary revocation on or after April 25, 2002, may be excluded from the Settlement Class if Defendants demonstrate that there are significant aggravating factors in their case beyond the alleged service refusal. Counsel will endeavor to determine whether or not such drivers should be excluded from the class. To the extent Class Counsel and Counsel for Defendants cannot agree on the exclusion of such drivers, the issue will be submitted to the Court for the resolution of this issue.

2. “Class Counsel” refers to Daniel Ackman and Isaac Godinger, the attorneys of record for plaintiffs.

3. “Settlement Class Member” means any member of the Settlement Class who has not opted out of the class by filing a timely Opt Out Form as specified in paragraphs 59 through 61 of this Stipulation of Settlement or who has not previously settled or otherwise disposed of claims relating to Operation Refusal with Defendants.

4. “Operation Refusal” means, solely for the purpose of this Stipulation of Settlement, the TLC’s policy and practice of summarily suspending taxi driver licenses upon allegations of service refusal offenses and its policy and practice of discretionary revocation of taxi driver licenses for first or second service refusal offenses.

5. “Suspended Taxi Driver” means a Settlement Class Member whose license was summarily suspended by the TLC pursuant to Operation Refusal.

6. “Revoked Taxi Driver” means a Settlement Class Member whose license was revoked by the TLC pursuant to Operation Refusal in response to a first or second service refusal offense (including a Settlement Class Member whose licenses was revoked for a violation of 35 R.C.N.Y. §2-61(a)(2), which was charged in tandem with an alleged service refusal violation).

7. “Class Notice” means the forms of Notice of Class Action Settlement and Individual Notice to Settlement Class Members, described in paragraphs 35 and 36 herein.

8. “Notice by Publication” means the notice by publication by newspaper and otherwise, described in paragraph 38 herein.

9. “Applicant” means any taxi driver who, although not identified as a member of the Settlement Class by the date of the sending of the Class Notice, later claims to be a member of the Settlement Class.

10. “Opt-Out” is the procedure that must be completed by any potential member of the Settlement Class in order to be excluded from the Settlement Class, as provided in paragraphs 61 through 64 of this Stipulation.

11. The “Effective Date” means the date on which the Court issues an order or judgment dismissing this action and approving the terms of this Stipulation of Settlement.

12. The “Bar Date” means the date 14 months from the Effective Date or such other date established by the Court by which any Settlement Class Member and Applicant who wishes to receive payment pursuant to this Stipulation of Settlement must complete the Settlement Claim Procedure.

13. The “Settlement Claim Procedure” means the submission before the Bar Date of a completed Claim Form, as provided in paragraph 47 herein, or in a letter providing the same information as called for in the Claim Form and the submission of an individual release in the form provided by the City completed with notarized signature.

14. The “Time Period” means 20 days from the date or event referenced or such other number of days specified herein, which period may be extended for up to 15 days upon notice from Class Counsel or Counsel for Defendants, and may be further extended as agreed to by Class Counsel and Counsel for Defendants or as ordered by the Court upon application of Counsel.

15. The “City” means the City of New York.

16. “Released Persons” means the Defendants and their predecessors, successors, or assigns, together with past, present, and future officials, employees, representatives and agents of the City and the TLC.

II

TERMS AND EFFECTS

17. On the Effective Date, the above-referenced action will be dismissed by the Court, with prejudice, and without costs expenses or fees in excess of the amounts authorized by this Stipulation of Settlement.

18. Defendant City of New York agrees to pay Settlement Class Members who comply with the requirements set forth in this Stipulation of Settlement the sums of money as set forth herein in full satisfaction of all claims.

19. This Stipulation of Settlement does not and shall not be deemed to constitute any admission by the Defendants as to the validity or accuracy of any of the

allegations, assertions or claims made by plaintiffs. This stipulation shall not be admissible in, nor is it related to, any other litigation or settlement negotiations.

20. This Stipulation of Settlement contains all the terms and conditions agreed upon by the parties, and no oral agreement entered into at any time nor any written agreement entered into prior to the execution of this Stipulation shall be deemed to exist, or to bind the parties, or to vary the terms and conditions contained herein.

21. As of the Effective Date, the Settlement Class Members, including the named plaintiffs, hereby waive any and all rights to pursue, initiate, prosecute or commence any action or proceeding before any court, administrative agency or other tribunal or to file any civil complaint with regard to the policy and practice of the TLC identified herein as Operation Refusal.

22. Each Settlement Class Member shall be deemed to have submitted to the jurisdiction of the Court.

23. This Stipulation of Settlement, as of the Effective Date, resolves in full all claims against the Released Persons by the Settlement Class Members and named Plaintiffs which are based upon, or could be based upon, or arise from the policy and practice of the TLC identified herein as Operation Refusal. As of the Effective Date, the Settlement Class Members and named Plaintiffs hereby release all such claims against the Released Persons.

24. Any member of the Settlement Class who has opted out of the class by filing a timely Opt-Out Form, as provided in paragraphs 60 and 61 herein, shall not participate in any monetary or other benefits provided by this Stipulation of Settlement.

25. Class Counsel will take all necessary and appropriate steps to obtain approval of this Stipulation of Settlement and dismissal of the action.

III

PAYMENT, NOTICE and LICENSE RENEWAL

26. The City agrees to pay Suspended Taxi Drivers who complete the Settlement Claim Procedure \$121.50 per day for the period of their suspensions as provided in this Stipulation of Settlement. The period of suspension for which compensation will be computed shall include the suspension start date but shall not include the end date of suspension.

27. The City agrees to pay Revoked Taxi Drivers who complete the Settlement Claim Procedure \$26,000.00 in addition to the payment for their suspension. Taxi drivers who voluntarily forfeited their taxi driver licenses as part of the settlement of any Operation Refusal violation will not be considered Revoked Taxi Drivers for purposes of this Stipulation of Settlement.

28. Defendant TLC will refund to Settlement Class Members who complete the Settlement Claim Procedure all fines paid by such Settlement Class Member in connection with the summary suspension or discretionary revocation of their taxi driver license pursuant to Operation Refusal. The TLC will determine the fines paid by individual Settlement Class Members and will include that information in the Individual Notice to Settlement Class Members.

29. Each payment made to a Settlement Class Member pursuant to paragraphs 26 through 28 of this Stipulation will be reduced by the amount(s) of any outstanding liens as a matter of record with the New York City Department of Finance indicating debts owed by that Settlement Class Member.

30. List of Names: The TLC will produce a list of names of Suspended Taxi Drivers and Revoked Taxi Drivers, together with the addresses and telephone numbers for those

taxi drivers as contained in the records of the TLC, and will transmit the List of Names to Class Counsel within a 20 day Time Period after the date by which this Stipulation of Settlement is signed by both Class Counsel and Counsel for Defendants.

31. List of Dates of Suspension: The TLC will provide, for each Suspended Taxi Driver on the List of Names, the suspension start date and the suspension end date as determined based upon records of the TLC, and will transmit the List of Dates of Suspension to Class Counsel within the Time Period after the completion of the Fairness Hearing.

32. Attachment A: The document attached hereto as Attachment A, entitled "Plaintiffs' Exhibit 155" is a list of names and suspension and revocation dates of taxi drivers whose taxi driver licenses were summarily suspended or subject to discretionary revocation pursuant to Operation Refusal. Attachment A is deemed to be presumptively correct. However, errors or omissions may be corrected and other adjustments made to Attachment A to correspond to the records of the TLC, as may be identified in the List of Names and List of Dates of Suspension. In the event that any corrections or adjustments are made to Attachment A there shall be notation in the List of Names or List of Dates of Suspension to identify such correction or adjustment. The City will not seek to reduce the period of suspension for alleged nonresponsiveness of any Settlement Class Member unless the Settlement Class Member was nonresponsive for at least 30 days. Further, Attachment A does not define the class. Individuals not listed on this document may be Settlement Class Members if they otherwise meet the requirements of inclusion. By the same token, individuals listed on this document are not Settlement Class Members if they otherwise do not meet the requirements of inclusion. To the extent that the List of Names and the List of Suspension Dates contain detail different than that contained in Attachment A, the TLC will provide or make available to Class Counsel the

documentation and records upon which such correction of Attachment A is based. Class Counsel and Counsel for Defendants will endeavor to determine what, if any, corrections should be made to Attachment A, including the addition of any names based upon the application for inclusion by any Applicant. To the extent that Class Counsel and Counsel for Defendants cannot agree on any such corrections to Attachment A, the issue will be submitted to the Court for resolution.

33. Application for Inclusion: Any Settlement Class Member who, though not included in the List of Names provided by the TLC, may notify Class Counsel and apply for inclusion in the Settlement Class. Upon assertion of a claim for inclusion, such Applicant shall furnish to Class Counsel available documentation of his or her claim. In the event that an Applicant makes application to the TLC, such Applicant shall be directed to Class Counsel and any application and documentation received by the TLC from any Applicant will be forwarded to Class Counsel. Class Counsel will review such applications and provide information and documentation to Counsel for Defendants on those applications that Class Counsel finds defensible. The TLC shall also check its records for documentation of such claims and provide or make available such records to Class Counsel. Such Applicants shall be included in the Settlement Class upon agreement of Class Counsel and Counsel for Defendants that there has been adequate demonstration that the Applicants are Settlement Class Members. To the extent that Class Counsel and Counsel for Defendants cannot agree on the inclusion of such Applicants, the issue will be submitted to the Court for resolution.

34. Taxi Driver License Renewal: Revoked Taxi Drivers will be permitted to apply for renewal licenses without any additional requirements otherwise applicable to taxi drivers seeking renewal of their licenses other than the necessary submissions for fingerprinting

and related criminal background review. Revoked Taxi Drivers applying for renewal shall furnish the documentation ordinarily pertaining to renewal applications. The Revoked Taxi Drivers' revocations will not be considered in determining their renewal application. Such drivers will not be subject to the TLC's Fitness Hearing procedures on account of their Operation Refusal summary suspension or discretionary revocation, and in the event that any such driver is subjected to TLC's Fitness Hearing procedure on account of some unrelated incident (such as a criminal conviction) subsequent to the license revocation pursuant to Operation Refusal, then the Operation Refusal summary suspension or discretionary revocation shall not be considered in any way at the Fitness Hearing or in making the final determination as to the approval of the license renewal.

35. The initial Class Notice, the Notice of Class Action Settlement, a copy of which is annexed hereto as Attachment B, will be sent by first class mail to all Settlement Class Members known to the TLC as identified on the List of Names provided in paragraph 30 of this Stipulation, and to any Applicants and other potential members of the Settlement Class identified by Class Counsel, which notice will include: (a) a summary of the terms of the settlement; (b) the right of a Settlement Class Member right to contest the settlement by first filing a written objection within the time period required and then by appearing in person or through counsel at a Fairness Hearing on a date to be determined by the Court; (c) the form to be filed and explanation of the procedure for Opt-Out; and, (d) the forms to be filed and explanation of the Settlement Claim Procedure. Such notice will be drafted by Class Counsel subject to the approval of Counsel for Defendants and the Court.

36. A second Class Notice, the Individual Class Notice, will be sent to each Settlement Class Member that will include the amount of that individual's settlement payment,

including any refund of fines, as provided in this Stipulation. The Individual Class Notice will include the start and end dates of summary suspension and any date of discretionary license revocation pursuant to Operation Refusal of that Settlement Class Member, and will include copies of the Claim Form and form of Release that will have to be submitted to complete the Settlement Claim Procedure. Such Individual Class Notice will be drafted by Class Counsel subject to the approval of Counsel for Defendants and the Court.

37. Mailing and Cost of Class Notice: The TLC will mail both forms of Class Notice using reasonable efforts and searches of TLC and New York State Department of Motor Vehicle ("DMV") records, to find the Settlement Class Members' current addresses. The method of mailing will be by First Class Mail of the United States Postal Service. The Notice of Class Action Settlement will be sent within the Time Period after the date by which this Stipulation of Settlement is signed by both Class Counsel and Counsel for the Defendants. The Individual Class Notice will be sent within the Time Period after the Effective Date. To the extent that any such Class Notices are returned to the TLC as not delivered, the TLC will make a further search of TLC and DMV records for additional address information and the TLC will perform a second mailing of such Class Notice to any additional addresses found. The TLC will inform Class Counsel of any notices returned as undeliverable, and Class Counsel will notify the TLC of any Settlement Class Members who have not responded to notices. Class Counsel will then make reasonable effort to achieve actual notice, with the reasonable cost of postage paid by the City.

38. Notice by Publication: Defendants will pay the cost of Notice by Publication in: The Daily News, The New York Post, Newsday, Taxi Talk, Taxi Insider, T.L.C. Magazine, American Cabbie, Mini Press and Black Car News. Defendants will also post the

Notice by Publication at all TLC offices and on the TLC website until 90 days after the Effective Date. Defendants will also send copies of the Notice by Publication to all TLC-licensed taxicab agents together with a directive that such notices be posted until 90 days after the Effective Date. The Notice by Publication shall be made within the Time Period of the mailing of the Notice of Class Settlement or as soon as practicable thereafter depending on the publication schedule of the publications in which the Notice by Publication will be published.

IV

ATTORNEYS' FEES

39. Attorneys' Fees: In full satisfaction of any and all claims for attorneys' fees and costs incurred in this action by Class Counsel, named plaintiffs and Settlement Class Members, the City agrees to pay Class counsel as provided in this paragraph and in paragraph 40 of this Stipulation. The City will pay Class Counsel's Attorneys' Fees at the agreed hourly rate as follows: \$300.00 per hour for Daniel Ackman for legal service; \$275.00 per hour for Isaac Godinger for legal service. Reimbursable payment for legal service shall not include time spent for travel, meals or other activities that do not constitute legal service. The City will pay Class Counsel 85% of the total hours charged for legal service at the agreed hourly rate for the period May 21, 2000 through April 12, 2006. The City will use best efforts to make such 85% payment within 30 days of the Effective Date and the receipt from Class Counsel of all information necessary to process such payment including a form of release. Defendants may challenge the validity of any of the remaining 15% of the hours charged for legal service by motion to the Court brought within the 30 day Time Period after the Effective Date, and if such motion is not made within that time, except for good cause shown, any such challenge shall be waived. The

City will make a second payment to pay Class Counsels' reasonable Attorneys Fees for legal services for the period after April 12, 2006 until the Bar Date at the agreed upon hourly rate provided that Class Counsel furnish a detailed statement of the hours charged for legal service in the same form and detail as statements of hours already submitted to Defendants, and the City may challenge the validity or reasonableness of any portion or element of such charges for the period after April 12, 2006 until the Bar Date.

40. Costs: The City will reimburse Class counsel for reasonable and fully documented costs, at rates that may be approved by the City, for legal expenses including but not limited to appropriate filing fees, printing costs, deposition and court transcripts, reproduction costs and postage.. The City will use best efforts to make payment for those costs incurred through April 12, 2006, that are approved by the City and for which documentation has been submitted within 30 days of the Effective Date and the receipt from Class Counsel of all information necessary to process such payment including a form of release. Class Counsel shall submit detailed documentation for any costs incurred after April 12, 2006 until the Bar Date for which reimbursement is sought and the City will review such costs for reasonableness and reimbursement in connection with its review of the second payment for Attorneys' Fees as provided in paragraph 39 of this Stipulation.

41. Attorneys' Fees and Costs are above and in addition to any payments made to the Settlement Class Members pursuant to this Stipulation.

V

PAYMENTS TO CLASS REPRESENTATIVES

42. In recognition of the time and effort expended by the class representatives in assisting in the prosecution of the litigation, the City will use best efforts to pay, within the 30

day Time Period after the Effective Date and after receipt by the City of individual forms of release as provided by the City, the named class representatives payments (in addition to whatever payments they receive as Settlement Class Members) as follows:

- John Padberg: \$15,000.00.
- Clifford Paolillo, Libardo Uribe, Ioannis Sklavounakis and, Joseph Gerard: \$5,000.00 each.

43. Each payment made to a Class Representative pursuant to paragraph 42 of this Stipulation will be reduced by the amount(s) of any outstanding liens as a matter of record with the New York City Department of Finance indicating debts owed by that Class Representative.

44. In consideration of the payment of the sums as set forth in paragraphs 26 through 28 and 42 of this Stipulation of Settlement, the Class Representatives agree to dismissal of any and all claims raised in this matter and to release the Released Persons from any and all liability, claims, or rights of action concerning the policy and practice of the TLC identified herein as Operation Refusal.

45. Payments to Class Representatives are above and in addition to any payments made to the Settlement Class Members pursuant to this Stipulation.

VI

PROCESS FOR MAKING CLAIMS AND PAYMENTS

46. Settlement Class Members may be eligible for and receive payment conditioned upon completion of the Settlement Claim Procedure including return of a completed Claim Form, annexed hereto as Attachment C, stating their intention to participate in the

settlement and furnishing the required information, and a notarized form of individual release, annexed hereto as Attachment D. An Applicant who has provided satisfactory proof of membership in the Settlement Class must also return a Claim Form and an individual form of release in order to be eligible to receive payment.

47. The Claim Form and form of individual release necessary for completion of the Settlement Claim Procedure shall be included in the Class Notice, as detailed in paragraphs 35 through 37 of this Stipulation.

48. All Claim Forms and forms of individual release must be submitted by the Bar Date. A Claim Form shall be deemed submitted upon deposit in a postpaid properly addressed wrapper, in a post office or official depository of the United States Postal Service or when received by personal delivery to Class Counsel.

49. A Settlement Class Member must provide in legible form all of the information required on the Claim Form, including name, address, taxi driver license number that was summarily suspended or subject to discretionary revocation, and social security number, and must complete and sign the form of individual release of claims provided by the City in order to complete the Settlement Claim Procedure and be eligible to receive payment provided by this Stipulation of Settlement.

50. The City will pay, in accordance with the provisions of paragraphs 26 through 32 of this Stipulation, Settlement Class Members who have completed the Settlement Claim Procedure, by check after the Effective Date and after receipt of the individual release of claims of such Settlement Class Member in the form provided by the City.

51. Settlement Class Members who complete the Settlement Claim Procedure and whose mailed notice was not returned will be paid by mail and will not be required to make

personal appearances in order to verify their identities unless good cause is shown to the Court to require any personal appearance. Settlement Class Members for whom there is no known address or whose mailed notice was returned must personally appear, at a time and place to be determined by agreement of Class Counsel and Counsel for Defendants, to verify their identities. Those Settlement Class Members whose identities are verified will receive payment by mail.

52. Settlement Class Members who make a personal appearances as set forth in paragraph 51 of this Stipulation must present one of the following forms of photographic identification to establish their identities: (a) drivers license; (b) passport or visa; (c) green card or other identification issued by the Immigration and Naturalization Service; or (d) other photographic identification card not readily subject to forgery. Other forms of reliable identification may be considered. The City retains the right to request additional proof or to dispute any form of identification where it appears there is a reasonable basis to believe the form of identification is fraudulent or where the Settlement Class Member is unable to produce other satisfactory documentation or information. In the event that the identity of a Settlement Class Member has not been verified by the City, and Class Counsel disputes this failure to verify, such issue will be submitted to the Court for resolution.

53. Payments pursuant to this Stipulation of Settlement will not be made to agents for Settlement Class Members other than Court appointed legal representatives. Payments may be made to legal heirs of deceased Settlement Class Members conditioned on completion of the Settlement Claim Procedure and furnishing of adequate proof of identity and death of the Settlement Class Member and legal entitlement of the claimant including Letters Testamentary.

54. Settlement Class Members who are not listed on the List of Names, as provided in paragraph 30 herein, may apply for inclusion in the Settlement Class. Such application and completion of the Settlement Claim Procedure must be made before the Bar Date.

55. Class Counsel and Counsel for Defendants will jointly determine whether Applicants qualify as Settlement Class Members. To the extent that Counsel cannot reach agreement, such issue will be submitted to the Court for resolution.

56. Applicants determined to be Settlement Class Members shall be required to sign individual releases in the form provided by the City, annexed hereto as Attachment D.

57. Payments owed to Applicants determined to be Settlement Class Members identified after the Effective Date shall be made after the Applicant's completion of the Settlement Claim Procedure including receipt by the City of their release of claims.

58. Any Settlement Class Member who fails to submit a Claim Form and complete the Settlement Claim Procedure by the Bar Date shall be forever barred from receiving any payments pursuant to this Stipulation of Settlement. Such Settlement Class Member shall in all other respects be bound by all of the terms of this Stipulation of Settlement, and the Judgment entered herein, including but not limited to the release of all Released Persons of all claims as provided herein.

VII

OPT-OUT PROCEDURES

59. Any potential Settlement Class Member who wishes to be excluded may opt out.

60. The initial Class Notice, the Notice of Class Action Settlement, shall include a form for opting out of the Settlement Class (the "Opt-Out Form", annexed hereto as Attachment E) to be delivered to the Clerk of the Court by mail or in person.

61. For potential Settlement Class Members to be excluded such Opt-Out Form must be received by the Clerk of the Court at least 10 days prior to the Fairness Hearing to be set by the Court.

62. Any potential Settlement Class Member who does not timely file an Opt-Out Form shall conclusively be deemed to be a member of the Settlement Class and shall be bound by this Stipulation of Settlement and by any proceedings, orders and judgments herein, including but not limited to the release of Released Persons as provided herein.

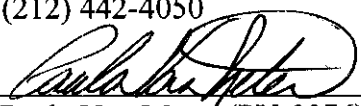
Dated: New York, New York

May 23, 2006

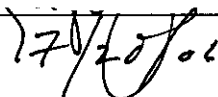


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By: 
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Counsel for Defendants

~~SO ORDERED~~ s/ Judge Raymond J. Dearie



PLAINTIFFS' EXH. 155**Attachment "A"****CONFIDENTIAL
FOR SETTLEMENT PURPOSES ONLY**

	License #	Last Name of Respondent	Compensable Revocation	Action/Notes	Operation Refusal Suspension Start Date	Date Suspension Removed	Revocation Adjustment	Date suspension started to Date ended - in Cal days
1	502124	ABUL		Not Suspended				
2	442133	ABUBAKAR			12/02/99	04/26/00		146
3	489823	ADEJO			12/02/99	12/08/99		6
4	489655	AHMED			11/19/99	04/21/00		154
5	439931	AHMED			12/02/99	06/13/00		194
6	490934	AIKINS		Stip/Surr'd 2/3/00	11/24/99	02/03/00		71
7	490007	ALAM			11/30/99	12/10/99		10
8	497412	ALAM			11/12/99	11/17/99		5
9	466241	ALI			12/02/99	04/26/00		146
10	438091	ASAMOAH			11/19/99	04/26/00		159
11	452213	AZAD			12/01/99	04/27/00		148
12	487385	BAIG		Baig Case				
13	449854	CHAUDHARY			12/02/99	12/10/99		8
14	440667	Cucu			11/12/99	04/26/00		166
15	504574	ELDALIL		RV for PV	12/02/99	02/17/00		77
16	491566	FATIMA		OATH	11/17/99	02/10/00		85
17	491650	FDAN			11/18/99	12/07/99		19
18	139200	FINZ			11/20/99	11/30/99		10
19	433428	GAIBOR			11/12/99	11/19/99		7
20	5008422	HAH			11/12/99	11/16/99		4
21	462017	HAYAT			12/02/99	08/15/00		257
22	501817	HOQ		Not Suspended				
23	5007251	HOWLADER			11/12/99	11/16/99		4
24	462060	ISLAM			12/02/99	04/26/00		146
25	490662	ISLAM			11/19/99	11/24/99		5
26	5005893	JALIL			12/02/99	01/11/00		40
27	5003051	JEAN			12/02/99	03/30/00		119
28	342937	KANG			12/02/99	04/26/00		146
29	476041	KHAN		Baig Case				
30	470719	KHAN		No Ev of Surr	12/02/99	04/26/00		146
31	462529	KUMAR			11/19/99	04/26/00		159
32	400548	LINDER			11/12/99	04/26/00		166
33	433965	MAHMOOD		Baig Case				
34	502338	MALIKE		Stip/Surr'd 2/23/00	11/19/99	02/23/00		96
35	411919	MERCY			11/16/99	04/10/00		146
36	460328	MOHAMMAD			11/19/99	11/24/99		5
37	476761	MOHAMMAD			11/19/99	04/26/00		159
38	5016289	MOHBOB			11/12/99	11/18/99		6
39	489093	MUSSA		Baig Case				

Attachment "A"

CONFIDENTIAL
FOR SETTLEMENT PURPOSES ONLY

	License #	Last Name of Respondent	Compensable Revocation	Action/Notes	Operation Refusal Suspension Start Date	Date Suspension Removed	Revocation Adjustment	Date suspension started to Date ended - in Cal days
40	48462	NAFTALY			11/12/99	05/25/00		195
41	473126	OTERO	Yes (8/2/00)	OATH	11/12/99	04/26/00	105	166
42	500320	OUALI			12/02/99	06/07/00		188
43	416102	PARK	Yes (5/26/00)	OATH	11/19/99	04/26/00	105	159
44	424741	PIERRE			12/02/99	03/22/00		111
45	5012309	SARFRAZ			11/20/99	11/24/99		4
46	488380	SINGH			11/12/99	11/16/99		4
47	456000	SINGH			11/19/99	04/19/00		152
48	484730	SINGH		Not Suspended				
49	488824	ZAMAN			11/14/99	11/29/99		15
50	444978	AKHTAR	Yes (4/20/00)		01/18/00	04/20/00	105	93
51	488267	GAUTHIER		Stip/Surr'd 2/24/00	01/16/00	02/24/00		39
52	461080	ISABEL	Yes (4/20/00)		01/06/00	04/20/00	105	105
53	486286	JOSELUS	Yes (4/25/00)		01/01/00	04/25/00	105	115
54	454085	KEDZIERSKI			01/21/00	05/02/00	105	102
55	368960	LESPERANCE			01/06/00	03/30/00		84
56	443131	QUESNEL			01/06/00	04/25/00		110
57	5015953	RAHMAN			01/15/00	02/17/00		33
58	499229	SINGH	Yes (5/3/00)		01/13/00	05/03/00	105	111
59	498491	SINGH	Yes (4/20/00)		01/25/00	04/20/00	105	86
60	466003	YOURISH	Yes (4/10/00)		01/07/00	04/10/00	105	94
61	488541	ALI	Yes (5/19/00)		02/11/00	05/19/00	105	98
62	442776	ALI	Yes (6/6/00)		02/19/00	06/06/00	105	108
63	5004967	CELIUS			02/02/00	04/13/00		71
64	454819	GAUDIN	Yes (6/15/00)		02/18/00	06/15/00	105	118
65	344743	GEGOVIC			02/17/00	03/31/00		43
66	463600	GUL		Baig Case				
67	422752	HAFIZ	Yes (6/15/00)	RV Rev'd	02/11/00	05/23/00	105	102
68	5012559	IKRAM			02/29/00	03/30/00		30
69	493513	IYALEKUE	Yes (5/8/00)		02/02/00	05/08/00	105	96
70	485326	JAAFAR	Yes (6/1/00)		02/29/00	06/01/00	105	93
71	500476	JESSE		Baig Case				
72	453422	KHAN			02/17/00	06/11/00		115
73	181815	LUPICA			02/17/00	05/24/00		97
74	481645	MOHAN			02/22/00	08/23/00		183
75	443310	NEMATALLA			02/16/00	03/02/00		15
76	394134	NGUYEN	Yes (6/20/00)		02/04/00	06/20/00	105	137
77	442869	OJEDA			02/17/00	05/08/00		81
78	425073	OMAR		Stip/Surr'd 4/10/00	02/07/00	04/10/00		63
79	259526	PADBERG	Yes (5/10/00)		02/15/00	05/10/00	105	85
80	5019757	PALACIOS			02/02/00	03/10/00		37
81	459844	QURESHI	Yes (6/6/00)		02/23/00	06/06/00		104
82	496957	RAHMAN			02/15/00	02/28/00		13

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83	483993	AHMED	Yes (6/20/00)		02/16/00	05/31/00	105	105
84	501802	SAFAJOO	Yes (5/16/00)		02/17/00	05/16/00	105	89
85	497254	SHAKHAWAT			02/14/00	02/23/00		9
86	486622	TERWAREH	Yes (5/19/00)		02/16/00	05/19/00	105	93
87	497761	ARAIN	Yes (9/13/00)		03/15/00	08/01/00	105	139
88	494759	BENDER	Yes (6/15/00)		03/02/00	06/15/00	105	105
89	342450	BOTOSHVILI	Yes (6/15/00)		03/16/00	05/22/00	105	67
90	471660	CHUDHRY		Baig Case				
91	463925	CHUNNU	Yes (6/20/00)		03/01/00	06/09/00	105	100
92	482082	DZACKA	Yes (6/20/00)		03/27/00	06/20/00	105	85
93	457136	HANSON			03/21/00	07/19/00		120
94	431724	HOUSSEEN			03/07/00	06/05/00		90
95	481617	INGRAM	Yes (6/28/00)		03/10/00	06/28/00	105	110
96	474892	JABBAR			03/06/00	05/15/00		70
97		KHAN		CAN'T LOCATE				
98	503598	MUHAMMED			03/02/00	04/17/00		46
99	487971	RAHMAN	Yes (8/23/00)		03/17/00	08/17/00	105	153
100	392084	SAINT-PRE	Yes (8/21/00)		03/22/00	08/17/00	105	148
101	484843	SHERPA	Yes (6/20/00)		03/21/00	06/20/00	105	91
102	440613	SINGH			03/30/00	09/19/00		173
103	456177	SINGH			03/08/00	08/16/00		161
104	452693	SINGH	Yes (6/15/00)		03/07/00	06/13/00	105	98
105	436555	SINGH	Yes (6/6/00)		03/16/00	06/06/00	105	82
106	459603	SOYBELL			03/21/00	07/12/00		113
107	497315	TARAR			03/09/00	05/15/00		67
108	501884	UDDIN			03/28/00	04/11/00		14
109	430834	ULUSOY		Baig Case				
110	405534	VALENCIA			03/01/00	05/09/00		69
111	497821	BERTRAND	Yes (8/10/00)		04/06/00	08/10/00	105	126
112	474987	BIRBAS	Yes (8/17/00)		04/13/00	08/02/00	105	111
113	422263	CASTRO			04/12/00	05/11/00		29
114	457555	FARUQUE			04/07/00	07/19/00		103
115	462645	HOSSAIN	Yes (6/20/00)		04/13/00	06/20/00	105	68
116	454975	LAMADRID	Yes (8/1/00)		04/12/00	08/01/00	105	111
117	476840	SINGH	Yes (10/17/00)		04/13/00	09/21/00	105	161
118	423253	SOLIMAN	Yes (8/16/00)		04/06/00	08/16/00	105	132
119	411752	SULTAN		Baig Case				
120	410161	KUMAR		Baig Case				
121	493781	ALI			04/25/00	08/02/00		99
122	492556	AMIN			04/19/00	08/17/00		120
123	437346	HAMMAM	Yes (8/23/00)		04/25/00	08/23/00	105	120
124	487048	HAQUE			04/26/00	05/26/00		30
125	478528	LIN			04/26/00	06/05/00		40

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126	5006167	NAWAZ			04/26/00	08/07/00		103
127	420237	PIERRE-LYS			04/20/00	05/22/00		32
128	500768	RAFIQ			04/27/00	05/10/00		13
129	26350	RUBIN			04/25/00	05/23/00		28
130	480114	VOLIN	Yes (8/17/00)		04/22/00	08/17/00	105	117
131	487550	HABIB	Yes (6/13/00)		03/07/00	06/13/00	105	98
132	480061	SYLLA	Yes (7/18/00)		05/02/00	07/18/00	105	77
133	456212	INAM		Baig Case				
134	446693	AHMED	Yes (9/14/00)		05/20/00	09/14/00	105	117
135	226550	CORDOVA			05/16/00	08/21/00		97
136	447910	EASHER			05/18/00	07/28/00		71
137	342710	LANDESTOY	Yes (8/24/00)		05/19/00	08/24/00	105	97
138	439362	OSSELIN			05/17/00	07/28/00		72
139	425040	SPECTU			05/09/00	10/06/00		150
140	485860	SINGH			05/02/00	08/08/00		98
141	495741	SINGH			05/18/00	07/28/00		71
142	453383	SINGH			05/18/00	06/12/00		25
143	471132	ABDUL	Yes (8/4/00)		05/27/00	08/04/00	105	69
144	416645	AKTURK	Yes (9/1/00)		05/24/00	09/01/00	105	100
145	484824	ARIEN			05/23/00	06/06/00		14
146	480766	HUE			05/26/00	06/09/00		14
147	447052	PALAK	Yes (8/7/00)		05/24/00	08/07/00	105	75
148	412810	CASTILLO			06/01/00	06/09/00		8
149	495390	CHAHIL			06/02/00	07/28/00		56
150	445387	HAMED		Baig Case				
151	486211	HOSSAIN			06/02/00	10/18/00		138
152	484323	KERZHNER	Yes (9/14/00)		06/08/00	09/14/00	105	98
153	358024	DORCENT	Yes (12/22/00)		06/07/00	11/21/00	105	167
154	418798	GEORGES			06/10/00	08/17/00		68
155	491996	BONSU	Yes (12/19/00)		06/09/00	11/21/00	105	165
156	480366	VOLOSHIN			06/12/00	08/31/00		80
157	503936	HANNAN			05/16/00	06/27/00		42
158	471043	CHOWDHURY		RV (3 ref./3 mos.)	06/24/00	08/31/00		68
159	443925	ARIF	Yes (12/5/00)		06/27/00	10/17/00	105	112
160	439258	AKALENIWOT			06/25/00	10/18/00		115
161	466155	CHOUHRY		Baig Case				
162	441680	SHAMIN			07/01/00	08/24/00		54
163	420680	FERNANDEZ	Yes (1/8/00)		06/29/00	12/21/00	105	175
164	395416	ARJUNE			07/07/00	07/17/00		10
165	469514	SHAPIRO			07/08/00	01/04/01		180
166	380317	MORISSET			07/08/00	10/16/00		100
167	495724	ALI			07/08/00	07/17/00		9
168	438785	SOFIEV			07/07/00	09/20/00		75

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169	490118	AHMAD			07/08/00	07/21/00		13
170	500562	SINGH			07/11/00	09/27/00		78
171	442383	BIJJAN			07/14/00	11/21/00		130
172	428727	COTHIA	Yes (12/5/00)		07/19/00	11/15/00	105	119
173	485434	CHAND	Yes (11/3/00)		08/03/00	11/03/00	105	92
174	484009	SINGH			08/03/00	08/10/00		7
175	451340	MERCHANT	Yes (11/14/00)		07/26/00	11/14/00	105	111
176	422606	FLORES			07/27/00	11/21/00		117
177	446989	EUGENE			08/01/00	09/25/00		55
178	492035	HAIDER	Yes (2/22/00)		08/16/00	11/14/00	105	90
179	345008	JOSEPH	Yes (12/4/00)		08/16/00	11/09/00	105	85
180	5022143	UGUR			08/10/00	11/20/00		102
181	501144	HAQUE	Yes (3/1/01)		08/23/00	01/03/01	105	133
182	486134	RONDON	Yes (1/4/01)		08/23/00	12/20/00	105	119
183	494302	YOUSAF	Yes (11/6/00)		08/24/00	11/06/00	105	74
184	486772	CHEEMA			08/24/00	01/08/01		137
185	500373	ABBASI			08/24/00	01/04/01		133
186	5042770	SINGH			08/31/00	11/21/00		82
187	301334	URIBE			08/31/00	12/18/00		109
188	394931	BASHIR			08/31/00	11/21/00		82
189	447250	VALENTIN			09/09/00	04/12/01		215
190	488152	DORCELUS			09/12/00	12/04/00		83
191	494209	MAHMOOD		Baig Case				
192	383049	SKLAVOUNAKIS			09/15/00	11/21/00		67
193	483204	MBENGUE		Baig Case				
194	481644	ALI			09/27/00	01/29/01		124
195	426548	ANWAR			09/27/00	10/03/00		6
196	468558	SINGHJASPAL	Yes (4/10/01)		09/26/00	04/10/01	105	196
197	495613	JEUDY		RV for CD	09/27/00	12/04/00		68
198	368419	CEREZO	Yes (4/2/01)		09/28/00	02/21/01	105	146
199	472884	ZAMAN			09/28/00	10/04/00		6
200	5004873	STEPHENS			09/28/00	10/20/00		22
201	401766	DORIELAN			09/28/00	12/04/00		67
202	477772	YUKSEL	Yes (5/9/01)		09/30/00	12/15/00	105	76
203	504333	SANG			09/30/00	02/02/01		125
204	432988	GERARD	Yes (3/6/01)		10/04/00	12/18/00	105	75
205	393930	JAFRI			09/30/00	01/30/01		122
206	442757	PERVAIZ	Yes (3/1/01)		10/05/00	12/21/00	105	77
207	503902	ELMASTURI			10/05/00	10/10/00		5
208	446557	YANOVSKY			10/04/00	10/10/00		6
209	356343	CHECO			09/23/00	10/03/00		10
210	292693	ZAPATA			09/26/00	10/03/00		7
211	496003	ISLAM			09/27/00	10/03/00		6

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212	498988	YASHUVVER			09/30/00	10/03/00		3
213	490214	RIZVI	Yes (4/17/01)		10/10/00	12/28/00	105	79
214	489121	HUSSAIN			10/10/00	12/18/00		69
215	431480	SINGH			10/06/00	12/26/00		81
216	404653	FIGUEROA	Yes (2/22/01)		10/06/00	01/29/01	105	115
217	5005840	SINGH			10/07/00	01/09/01		94
218	498910	HOBOMBO	Yes (3/21/01)		10/05/00	02/09/01	105	127
219	502278	SINGH			10/12/00	11/03/00		22
220	501084	CHOWDHURY	Yes (3/6/01)		10/12/00	01/17/01	105	97
221	503253	MADIBO			10/14/00	01/24/01		104
222	388658	ELKAFRAWI	Yes (3/21/01)		10/14/00	12/27/00	105	74
223	498824	TUTU			10/04/00	12/29/00		86
224	495133	CUDDJOE			10/07/00	12/29/00		83
225	452131	MATHARU			10/07/00	12/26/00		80
226	471303	VIRK			10/06/00	01/26/01		112
227	464867	DELEON			10/17/00	02/02/01		108
228	388077	WICKHAM	Yes (3/9/01)		10/17/00	01/25/01	105	100
229	459698	NAZIM			10/20/00	12/28/00		69
230	450652	BAKER			10/20/00	03/01/01		132
231	456308	SINGH			10/21/00	01/05/01		76
232	5035715	KUMAR			10/21/00	01/03/01		74
233	491781	PIERRE			10/24/00	01/16/01		84
234	501856	GHOTRA			10/24/00	11/21/00		28
235	503645	AMADU			10/24/00	10/31/00		7
236	424583	BIEN-AIME	Yes (1/4/01)		10/07/00	01/04/01	105	89
237	461189	SAIFUL			10/28/00	01/24/01		88
238	404459	MUHAMMAD			10/26/00	11/08/00		13
239	486144	KUMAR			10/28/00	01/11/01		75
240	285189	CANDIA			11/04/00	11/14/00		10
241	467293	ELHANATY			11/04/00	02/05/01		93
242	5028581	SHAH		Baig Case				
243	453315	ELHENCH			11/07/00	01/26/01		80
244	498732	ISLAM,M			11/08/00	02/26/01		110
245	411058	CHOI			11/07/00	11/13/00		6
246	417088	AZIM			11/11/00	01/05/01		55
247	453843	OMAR	Yes (3/21/01)		11/11/00	02/26/01	105	107
248	466235	RANA			11/11/00	01/19/01		69
249	466284	CURRY			10/25/00	01/05/01		72
250	222056	ANGELOU			10/25/00	01/23/01		90
251	413631	HAQUE			09/30/00	01/05/01		97
252	101612	ORTIZ			11/14/00	01/05/01		52
253	496165	SINGH, B			11/15/00	11/27/00		12
254	5013350	HUSSAIN, C			11/15/00	11/22/00		7

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255	493699	ELKAMMAR	Yes (4/2/01)		11/22/00	01/29/01	105	68
256	5050756	ASAD			11/17/00	01/31/01		75
257	448125	ALI	Yes (3/23/01)		11/17/00	01/26/01	105	70
258	416914	BUISSERETH		Stop/Surr'd 3/7/01	11/18/00	02/26/01		100
259	425034	MALIK			11/18/00	12/01/00		13
260	491329	ULLAH			11/17/00	02/02/01		77
261	431700	KAN			11/21/00	01/26/01		66
262	443919	TANIS			11/25/00	02/05/01		72
263	480336	FLORES	Yes (3/19/01)		11/24/00	03/19/01	105	115
264	444074	BROWN	Yes (4/2/01)		11/25/00	03/13/01	105	108
265	440305	SAADOUNE			11/24/00	06/01/01		189
266	410133	DIAZ			11/25/00	02/16/01		83
267	442866	AHMAD			11/22/00	02/02/01		72
268	425964	ROGIC	Yes (5/14/01)		11/21/00	01/19/01	105	59
269	406675	Saint-Amand	Yes (3/27/01)		09/23/00	12/04/00	105	72
270	387068	ZAWICKI	Yes (6/22/01)		11/28/00	03/14/01	105	106
271	483858	OBENG			12/12/00	12/19/00		7
272	303580	VIRGILE			12/06/00	12/19/00		13
273	474946	LASKAR	Yes (12/19/00)		01/23/00	12/19/00	105	331
274	452960	KUMAR,ASHIM	Yes (5/1/01)		12/07/00	02/21/01	105	76
275	496525	LISSO			12/15/00	02/09/01		56
276	470391	KHAN			12/16/00	02/15/01		61
277	5020848	HERRERA	Yes (4/19/01)		12/15/00	03/07/01	105	82
278	396596	DESARNO			12/13/00	12/28/00		15
279	471464	AMBROISE			12/19/00	02/26/01		69
280	466031	CHOUDRY			12/19/00	03/16/01		87
281	426035	NEUBECK			12/19/00	12/26/00		7
282	502992	CISO			12/19/00	12/26/00		7
283	473577	AZAB			12/15/00	01/10/01		26
284	501064	AHMED			12/23/00	01/12/01		20
285	5013072	TOLEDO			12/23/00	02/12/01		51
286	495560	HUSSAIN, M			10/07/00	10/16/00		9
287	357591	O'HARA			12/29/00	01/09/01		11
288	217893	Greenbaum			12/29/00	01/09/01		11
289	390460	BUTCHER			01/02/01	03/02/01		59
290	288715	CHO			12/27/00	01/02/01		6
291	500508	JOSEPH	Yes (3/5/01)		09/23/00	01/04/01	105	103
292	363226	RAMON			12/27/00	01/02/01		6
293	491051	AHMED, H.			09/29/00	12/04/00		66
294	433665	IQBAL			11/29/00	12/27/00		28
295	5029937	GAZI			01/03/01	03/09/01		65
296	75099	ORTIZ			01/04/01	01/09/01		5
297	491355	MIR			11/29/00	01/23/01		55

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298	366855	GAUKHMAN			01/06/01	01/12/01		6
299	431326	KHAN			01/06/01	01/16/01		10
300	503815	HOSSAIN		RV for PV	01/06/01	02/02/01		27
301	492822	SCHIOF			01/09/01	01/16/01		7
302	462752	KISWANI		Failed To Renew	01/11/01	05/29/01		138
303	367782	BUSCEMI			01/10/01	01/16/01		6
304	447640	MOSTAFA			01/11/01	01/30/01		19
305	420862	HOSSAIN			12/09/00	02/12/01		65
306	5008848	SHAIKH			01/13/01	04/09/01		86
307	480478	HELAL	Yes (5/8/01)		01/16/01	04/18/01	105	92
308	470351	SALEM			01/17/01	01/23/01		6
309	413028	BRUNO			12/20/00	01/19/01		30
310	477354	ALI			01/17/01	04/26/01		99
311	491919	VALERIO			12/08/00	02/16/01		70
312	422950	SEVERE			12/06/00	02/06/01		62
313	420868	MOHAMED			12/05/00	02/26/01		83
314	498051	MANNAN			12/15/00	01/30/01		46
315	488285	JEAN	Yes (5/14/01)		12/08/00	02/16/01	105	70
316	429146	SOSNI			01/19/01	01/25/01		6
317	459287	MATSAKH			01/23/01	01/30/01		7
318	417050	PINEIRO			01/23/01	05/11/01		108
319	497178	EDWARD			01/23/01	01/30/01		7
320	459131	KHAN,ZIA			01/23/01	03/16/01		52
321	494441	SINGH,KULBIR	Yes (5/1/01)	Off Susp 3/30-4/10	01/24/01	05/01/01	105	86
322	460999	MOHAMMED			01/24/01	01/30/01		6
323	448644	SARKER			01/23/01	01/30/01		7
324	494240	Rahber		Off Susp 2/10-3/14	12/05/00	06/27/01		193
325	435681	SINGH			12/21/00	02/02/01		43
326	482543	MONDESIR	Yes (4/20/01)		11/29/00	02/21/01	105	84
327	491361	DIALLO			11/29/00	02/14/01		77
328	463762	MARINESCU		Off Susp 2/15-3/20	12/06/00	06/14/01		157
329	447061	TEJADA			12/06/00	12/12/00		6
330	5013853	JEAN BAPTISTE	Yes (5/31/01)		01/27/01	05/04/01	105	97
331	501896	KHAN			01/27/01	02/06/01		10
332	497631	LARA			01/26/01	02/06/01		11
333	464869	ROUF		Off Susp 4/6-4/10	01/27/01	05/17/01		105
334	427393	MIAH		Baig Case				
335	370012	LITTREAN			01/26/01	02/06/01		11
336	501272	HUSSAIN,S.			01/27/01	04/06/01		69
337	474693	ALI			01/27/01	04/12/01		75
338	5024795	KARIM			01/27/01	02/06/01		10
339	498396	MEDEIROS			01/04/01	03/09/01		64
340	501819	RAHMAN			02/01/01	02/06/01		5

Attachment "A"

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FOR SETTLEMENT PURPOSES ONLY

	License #	Last Name of Respondent	Compensable Revocation	Action/Notes	Operation Refusal Suspension Start Date	Date Suspension Removed	Revocation Adjustment	Date suspension started to Date ended - in Cal days
341	440784	ISSA	Yes (5/15/01)		02/07/01	04/30/01	105	82
342	420584	ADEMI			02/07/01	02/13/01		6
343	479356	MARJAN			02/08/01	04/30/01		81
344	471118	KHAN,M.			02/02/01	02/13/01		11
345	474416	MOSHEYN			02/02/01	04/13/01		70
346	5058211	MEITE			02/02/01	04/13/01		70
347	431996	JACOBS			01/31/01	03/21/01		49
348	480228	LINDOR		Off Susp 4/9-4/10	02/01/01	05/11/01		97
349	415824	THEODORE			02/02/01	04/06/01		63
350	440184	MAMO			01/31/01	03/21/01		49
351	492382	JEE			02/01/01	02/06/01		5
352	430697	MIAN			02/12/01	03/14/01		30
353	423140	MORISSAINT			02/13/01	02/20/01		7
354	5037874	BENCHEIKH			02/16/01	04/20/01		63
355	487324	KHATAB			02/13/01	05/02/01		78
356	466133	WARRAICH			02/16/01	03/08/01		20
357	5032645	MUSCADI			02/16/01	04/03/01		46
358	441696	SINGH			02/17/01	02/27/01		10
359	474440	ABAYEV			01/24/01	04/30/01		96
360	454086	MOSTAFA			12/05/00	02/15/01		72
361	5012325	SONG			02/21/01	03/12/01		19
362	266484	Stavropoulos			02/15/01	04/27/01		71
363	480089	JAVED,M			02/21/01	02/27/01		6
364	406904	BELIZAIRE	Yes (6/6/01)		02/20/01	04/27/01	105	66
365	468383	AKSEL			02/16/01	08/28/01		193
366	484472	SINGH,AMJIT			02/23/01	03/06/01		11
367	448376	GAVILANES			02/23/01	03/06/01		11
368	5041752	SINGH,SURR.			02/24/01	03/06/01		10
369	414282	LEE			02/14/01	05/01/01		76
370	447154	RAFIQ			02/27/01	05/07/01		69
371	399850	OCNEAN			02/27/01	06/25/01		118
372	265578	GREEN	Yes (3/28/01)		12/21/00	03/28/01	105	97
373	5048819	AVARADO		CAN'T LOCATE				
374	470141	KAREER			12/21/00	03/13/01		82
375	5020600	SHABAZI			03/09/01	06/14/01		97
376	431632	MINKAH			03/19/01	03/20/01		1
377	385757	COLLYMORE			03/16/01	03/20/01		4
378	5022185	SMITH		RV for PV	03/14/01	03/23/01		9
379	442603	STROUD			03/15/01	04/29/02		410
380	393602	MARKS			03/14/01	03/20/01		6
381	483828	SHARMA			03/02/01	03/14/01		12
382	339206	JEREZ			03/03/01	04/30/01		58
383	5046233	MULTANI			03/10/01	03/13/01		3

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	License #	Last Name of Respondent	Compensable Revocation	Action/Notes	Operation Refusal Suspension Start Date	Date Suspension Removed	Revocation Adjustment	Date suspension started to Date ended - in Cal days
384	486278	GOOM			03/08/01	07/10/01		124
385	445522	GUEVARA			12/06/00	12/13/00		7
386	394831	ODENAT			03/26/01	08/28/01		155
387	407077	QUINCHE			03/27/01	04/03/01		7
388	500458	SINGH, M.			04/03/01	06/11/01		69
389	479304	TRAORE			03/31/01	06/13/01		74
390	493392	GYEBI			04/03/01	12/07/01		248
391	476330	ALAM			03/28/01	04/10/01		13
392	471881	HUSSAIN			03/31/01	04/23/01		23
393	499804	SHAMSUDDIN	Yes (9/10/01)		04/07/01	07/02/01	105	86
394	487854	PARE			04/10/01	07/02/01		83
395	419869	CALVACHE			04/10/01	08/28/01		140
396	5048512	DESTRA			04/05/01	04/30/01		25
397	482701	Singh			04/18/01	05/01/01		13
398	274367	Agui			04/17/01	04/25/01		8
399	468645	Fobbs			04/18/01	04/26/01		8
400	409092	St. Louime			04/18/01	04/24/01		6
401	494949	KUFFOUR			04/04/01	07/30/01		117
402	468341	FIDELMAN			04/04/01	06/07/01		64
403	452852	Ali			04/26/01	05/01/01		5
404	477021	LAITI			04/23/01	05/01/01		8
405	478032	USMAN			04/21/01	05/01/01		10
406	5040182	KOSTAVA			04/26/01	05/01/01		5
407	465215	SHAH			04/24/01	04/26/01		2
408	416756	AZIZI			04/20/01	05/08/01		18
409	480958	HASSAN			04/21/01	05/07/01		16
410	415808	SHIN			05/03/01	07/16/01		74
411	357103	LEON			05/02/01	07/06/01		65
412	496473	SINGH			05/02/01	06/22/01		51
413	500737	MIHA			04/26/01	05/15/01		19
414	433225	GHUMAN			05/08/01	05/15/01		7
415	419707	ACURIO			05/03/01	07/06/01		64
416	395515	TAHALOV			05/11/01	06/08/01		28
417	420583	HEIKAL			05/10/01	05/15/01		5
418	258936	DIPLAS			05/01/01	05/15/01		14
419	356169	AKOPIAN			05/02/01	06/07/01		36
420	447487	PERVAIZ			05/17/01	05/25/01		8
421	449087	HOSSAIN			05/11/01	05/16/01		5
422	457652	HUSSAIN			05/15/01	05/22/01		7
423	489954	BHUIYAN			05/24/01	05/29/01		5
424	501977	CONARD			05/23/01	05/30/01		7
425	491516	DYCE			05/14/01	05/30/01		16
426	489478	HUSSAIN			05/18/01	06/25/01		38

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	License #	Last Name of Respondent	Compensable Revocation	Action/Notes	Operation Refusal Suspension Start Date	Date Suspension Removed	Revocation Adjustment	Date suspension started to Date ended - in Cal days
427	433461	SINGH			05/11/01	05/22/01		11
428	415352	DCOSTA			05/29/01	06/05/01		7
429	468342	LEVIN			06/02/01	09/11/01		101
430	465108	BOULES	Yes (2/21/02)		06/05/01	12/13/01	105	191
431	493620	KHAIMOV			06/02/01	06/12/01		10
432	413082	CHAN			06/07/01	06/12/01		5
433	472484	BHAR			06/05/01	06/12/01		7
434	464641	BUMSHTEYN			05/25/01	06/12/01		18
435	504585	NWABUFO			06/02/01	06/12/01		10
436	475357	SHERPA			06/02/01	06/13/01		11
437	450657	ASSENOV			06/09/01	07/16/01		37
438	493615	MOZUMDER			06/13/01	06/19/01		6
439	142934	GONZALEZ			06/09/01	06/19/01		10
440	415220	KIM			06/19/01	06/19/01		0
441	452737	BENDEZU			06/07/01	06/19/01		12
442	493092	MAIGA			05/25/01	06/29/01		35
443	500286	GHOBA			04/25/01	09/07/01		135
444	452642	BAROCHIN			05/08/01	01/18/02		255
445	480785	CHAUDHARY		Not Suspended				
446	474837	CHAUDHRY			06/16/01	06/26/01		10
447	436345	HOSSAIN			06/19/01	06/26/01		7
448	388933	PALAJ			06/19/01	07/02/01		13
449	428401	Fort-Monville			06/26/01	07/03/01		7
450	442993	Wusu-Ansah			06/26/01	07/03/01		7
451	504777	BAJWA			06/26/01	07/03/01		7
452	437099	KA			06/26/01	07/03/01		7
453	465520	SHISHA			07/14/01	07/19/01		5
454	456096	MERARDA			07/05/01	12/18/01		166
455	493727	Tipu			07/26/01	12/07/01		134
456	501037	KALAIR			07/26/01	07/31/01		5
457	461972	sheynzilberg			07/20/01	07/31/01		11
458	455745	Khandaker			06/23/01	09/04/01		73
459	5006516	Augustin			04/23/01	09/11/01		141
460	496741	Kormanik			04/27/01	09/25/01		151
461	498577	Ramoo			07/27/01	11/29/01		125
462	495182	Ashraf	Yes (12/19/01)		06/09/01	10/09/01	105	122
463	502661	Azam			05/15/01	07/23/01		69
464	5082974	Singh, Jagjit			08/04/01	08/10/01		6
465	423825	Singh, S.			08/07/01	08/10/01		3
466	417013	Ciobuca			08/01/01	08/07/01		6
467	463329	Ali			07/27/01	10/04/01		69
468	444913	Qaiser			08/04/01	11/07/01		95
469	470324	Rene			08/04/01	08/22/01		18

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	License #	Last Name of Respondent	Compensable Revocation	Action/Notes	Operation Refusal Suspension Start Date	Date Suspension Removed	Revocation Adjustment	Date suspension started to Date ended - in Cal days
470	489767	Sedrous			08/09/01	10/01/01		53
471	462522	XIAO			08/04/01	08/24/01		20
472	397250	Pierre			08/09/01	08/21/01		12
473	5012946	Alam			08/09/01	08/21/01		12
474	5061868	Singh			08/09/01	11/19/01		102
475	438877	Imtiaz			08/22/01	08/28/01		6
476	473496	Khalid			08/22/01	08/28/01		6
477	428286	Jean-Baptiste			08/14/01	08/28/01		14
478	464515	Egharevba			08/17/01	08/28/01		11
479	459064	Khondaker			08/21/01	08/28/01		7
480	5067256	Williams			08/24/01	08/28/01		4
481	431449	Khan			08/21/01	08/28/01		7
482	500238	Singh, M.			08/16/01	08/28/01		12
483	5021354	Islam, Saiful			08/17/01	11/01/01		76
484	470778	Bancescu	Yes (2/19/02)		08/25/01	11/07/01	105	74
485	420387	Gonzalez			08/27/01	12/07/01		102
486	5081057	Naz			08/27/01	09/04/01		8
487	5022665	Singh, Satpal			08/24/01	09/04/01		11
488	500399	Vazquez			08/29/01	01/09/02		133
489	479059	Ali			07/17/01	10/02/01		77
490	441398	Perez			08/17/01	10/02/01		46
491	450605	Mak			09/08/01	10/17/01		39
492	479888	Chaudry		Not Suspended				
493	5058094	Razzaque			11/26/01	12/05/01		9
494	411513	Bonsu			11/30/01	12/06/01		6
495	5007570	Gill			12/04/01	12/05/01		1
496	498386	Alam			12/11/01	01/03/02		23
497	450776	Cajuste			12/01/01	12/12/01		11
498	177717	Mejia	Yes (12/17/01)		05/29/01	08/01/01	105	64
499	456188	Policard			01/07/02	02/01/02		25
500	422023	Telfort		Not Suspended				
501	502468	Chatha			01/17/02	01/24/02		7
502	339209	Linary			01/11/02	04/12/02		91
503	481363	Dutt			01/18/02	02/15/02		28
504	416295	Sahin			01/23/02	01/28/02		5
505	422665	Singh			01/22/02	01/23/02		1
506	330893	Kozobov			01/24/02	02/08/02		15
507	489533	Shafiul			01/29/02	01/30/02		1
508	482981	Shah			07/07/01	09/04/01		59
509	394487	Azizi			02/25/02	02/27/02		2
510	493481	Ayele			02/25/02	02/26/02		1
511	495110	Stromfeld			02/15/02	02/28/02		13
512	392755	Mendoza		Not Suspended				

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513	485697	Ali		Not Suspended				
514	5086534	Afridi			03/29/02	04/02/02		4
515	5071995	Ghosh			04/02/02	04/04/02		2
516	474824	Ehsan			04/03/02	04/05/02		2
517	5052264	Solomon			04/04/02	04/08/02		4
518	479287	Hussain			04/17/02	04/19/02		2
519	487467	Zerai			04/17/02	04/18/02		1
520	5100515	O'Toole		Not Suspended				
521	387058	Perez			02/20/02	04/26/02		65
522	450325	Singh		Not Suspended				
523	5097440	Mermache			04/03/02	04/05/02		2
524	481375	Singh, Dav.			04/10/02	04/11/02		1
525	399206	Florian			03/01/02	03/11/02		10
526	436473	Baloutch			04/23/02	04/24/02		1
527	462529	Kumar			04/25/02	04/30/02		5
528	499189	Loceni			04/25/02	05/02/02		7
529	469771	Rana			04/25/02	04/30/02		5

ATTACHMENT B

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

X-----X

JOHN PADBERG, CLIFFORD PAOLILLO, and
RASHID AHMED, LIBARDO URIBE, IONANNIS
SKLAVOUNAKIS, AND JOSEPH GERARD,
individually and on behalf of all others similarly situated,

Plaintiffs,

-Against-

00 Civ. 3355 (RJD)

DIANE MCGRATH-MCKECHNIE, RUDOLPH W.
GIULIANI, JOSEPH MCKAY, MATTHEW DAUS,
HARRY RUBINSTEIN, ELLIOT SANDER,
HARVEY GIANNOULIS, MARVIN GREENBERG,
RAMONA WHALEY, AND THE NEW YORK CITY
TAXI AND LIMOUSINE COMMISSION,

Defendants.

X-----X

IMPORTANT NOTICE OF CLASS ACTION SETTLEMENT

**TO: ALL NEW YORK CITY TAXI DRIVERS WHOSE LICENSES
WERE SUMMARILY SUSPENDED, OR WHOSE LICENSES
WERE REVOKED, AS PART OF OPERATION REFUSAL.**

A federal court authorized this notice. This is not a solicitation from a lawyer.

Following a class action lawsuit by NYC taxi drivers against the Taxi and Limousine Commission (TLC) and other defendants concerning certain practices and policies known as Operation Refusal, counsel for the taxi drivers and the TLC agreed to a settlement of the action. Under the settlement, affected taxi drivers are entitled to substantial cash awards. The policies and practices of the TLC that were the subject of the lawsuit were in effect from November 10, 1999 to April 25, 2002.

**ANY TAXI DRIVER WHOSE LICENSE WAS SUMMARILY
SUSPENDED OR REVOKED BECAUSE OF AN ALLEGED
SERVICE REFUSAL ON OR AFTER NOVEMBER 10, 1999 MAY
BE A MEMBER OF THE PLAINTIFF CLASS UNLESS HE OR
SHE DECIDES TO BE EXCLUDED FROM THE CLASS.**

According to TLC records, you are among the taxi drivers whose license was suspended without a prior hearing and/or revoked pursuant to Operation Refusal. Therefore, if the settlement is approved, you will be entitled to compensation.

A. Summary of the Settlement: [Note: The following summary is for informational purposes only , and does not modify or replace any provision of the settlement agreement.]

On November 11, 1999, the TLC commenced a policy and practice known as Operation Refusal in which it suspended without prior hearings licenses of taxi cab drivers accused of committing service refusals and, in some cases, revoked the licenses of taxi drivers so accused. These policies led to a class action lawsuit commenced on June 9, 2000 against the TLC and other defendants.

This lawsuit was settled by attorneys for the taxi drivers and attorneys for the TLC. This settlement will take effect upon approval of the Court that the terms are fair, reasonable, and adequate.

Compensation for Suspensions: According to the Settlement (which will become final only after a hearing and upon the approval of the Court), taxi drivers whose licenses were suspended without prior hearings are entitled to \$121.50 per day for the full period of their suspensions.

Compensation for Revocations: Taxi drivers whose licenses were revoked are entitled to an additional \$26,000.00. They will also be entitled to apply for renewal licenses.

Taxi drivers who paid fines to the TLC in the course of Operation Refusal are entitled to refunds of the fines paid.

To illustrate how the settlement works, here are two examples:

1. A taxi driver whose license was suspended on December 1, 1999 and restored on February 10, 2000, but was not revoked, would receive \$121.50 per day for 71 days or a total of \$8,626.50.
2. A taxi driver whose license was suspended on March 1, 2000 and restored on April 20, 2000, and whose license was also revoked, would receive \$121.50 per day for 50 days, or \$6,075.00 for his suspension, PLUS \$26,000 for the revocation, for a total of \$32,075.00. This driver would be allowed to apply for license renewal as well.

Both taxi drivers would be entitled to a refund of whatever fines they paid as part of Operation Refusal.

The City will reduce payments to taxi drivers by the amount of any liens on file against them reflecting debts owed.

Attorneys Fees: The Settlement also provides that attorneys for the plaintiff class will receive fees and costs paid for by the defendants. These fees and costs will be paid by the defendants, and will be at no cost to the taxi driver plaintiffs.

B. Participation in the Settlement:

Any taxi driver who wishes to participate in the settlement and claim compensation will be required to complete a Claim Form and sign a form of Release. These forms will be sent to you, together with a statement of the amount of compensation to which you may be entitled following as soon as possible the approval of the settlement. In the event of a change of your address, please update your address information as follows: 1) taxi drivers currently licensed – notify TLC Licensing Department; 2) not currently licensed – notify Class Counsel. Otherwise, **you do not have to do anything now in order to participate in the settlement.**

If you do not contest the settlement or opt out of the settlement, as described below, you will be considered to have agreed to the settlement and be bound by it.

C. Your Right to Contest the Settlement:

If you choose, you may object to the terms of the settlement either on your own or through counsel. In order to object, you or your counsel must file objections to the proposed settlement in writing with the Clerk of the Court by _____.

If approved, the settlement will be binding on all class members.

D. Opt-out Procedure:

You have the right to opt out of the class settlement. If you do so, you may separately pursue any individual claims you may have against the defendants, but you will not receive any payments permitted under this Settlement. If you wish to opt out of the Settlement, please fill out, sign the Form entitled OPT OUT and return the form to the Clerk of the Court in the envelope provided. *by no later than July 7, 2006*

If you do nothing, you will be deemed to have accepted the Settlement and you will be bound by any decision of the Court with respect to the Settlement.

E. Fairness Hearing:

July 20, 2006 at 10:00 AM
The Honorable Raymond J. Dearie will hold a hearing on the fairness of this settlement on Thursday, July 20, 2006 in the United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn NY 11201. You are invited to attend. But you are not required to attend in order to participate in the settlement. You also may object to the settlement in writing by writing a letter to the Clerk of the Court postmarked or delivered by July 7, 2006, or by appearing at the hearing. Any class member who does not timely object to the Settlement will be deemed to have waived such objections. Following that hearing, the Court will determine whether to approve the Settlement.

If you have any questions, you may contact the attorneys for the class plaintiffs at the addresses or phone numbers below:

Attorneys for the Class Plaintiffs:

Daniel Ackman
1 Liberty Plaza, 23rd Floor
New York, N.Y. 10006
Tel: (917) 282-8178

Isaac Godinger
245 East 25th Street, Suite 7F
New York, NY 10010
(917) 660-1379

DATED: __, 2006

**CLERK OF THE COURT
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
225 CADMAN PLAZA EAST
BROOKLYN, NY 11201**

Padberg, et al. v. McGrath-McKechnie, et al., No. 3355 Civ. 2000 (RJD)(SMG)

CLASS ACTION SETTLEMENT

CLAIM FORM

In order to participate in the settlement and receive payment, as described more fully in the Notice(s) sent to you and the Stipulation of Settlement, you must supply ALL of the information requested below, and return it together with the completed Release form, enclosed, to the address below. You have TWO options:

(1) If you agree that the TLC records of the dates of your suspension, fines and revocation (if any) are accurate, simply fill out the form below and return it along with the completed Release form.

– OR –

(2) If you believe that the TLC records of the dates of your suspension, fines and revocation (if any) are NOT accurate, please supply the information requested AND state the correct dates, but DO NOT return the Release Form at this time. If you believe that TLC records are not accurate, please also supply photocopies of any documents that support your claim. You will be notified of the result of your challenge.

OPTION ONE: I accept the settlement:

First Name _____ Last Name _____

New York City TLC taxi driver license number _____

Address _____

Social Security Number _____

Current Telephone Number (if any) _____

Return this completed form and the Release form, in the enclosed envelope, to:

Daniel Ackman
1 Liberty Plaza, 23rd Floor
New York, N.Y. 10006
Tel: (917) 282-8178

Any questions can be directed to:

Daniel Ackman
1 Liberty Plaza, 23rd Floor
New York, N.Y. 10006
Tel: (917) 282-8178

Isaac Godinger
245 East 25th Street, Suite 7F
New York, NY 10010
(917) 660-1379

OPTION 2: I believe that my actual suspension dates and/or fine paid were as follows.

Suspension Start Date: _____

Suspension End Date: _____

Fines Paid: _____

A review of the information you furnish will be made and a decision reached about what settlement compensation is correct. You will be notified of that decision, after which you will be required to submit a completed form of Release in order to receive the settlement payment.

Return this completed form but NOT the Release form, in the enclosed envelope, together with all supporting documentation to:

**Daniel Ackman
1 Liberty Plaza, 23rd Floor
New York, N.Y. 10006
Tel: (917) 282-8178**

Any questions can be directed to:

Daniel Ackman
1 Liberty Plaza, 23rd Floor
New York, N.Y. 10006
Tel: (917) 282-8178

Isaac Godinger
245 East 25th Street, Suite 7F
New York, NY 10010
(917) 660-1379

ATTACHMENT D

RELEASE

KNOW THAT, I (Name) _____, New York City
taxi driver license number (TLC No.) _____, a plaintiff in the action entitled
Padberg, et al. v. McGrath-McKechne, et al., 2000 Civ. 3355 (RJD), in consideration of the payment of
(Settlement compensation) _____ (\$ _____) by the City of
New York, do hereby release and discharge all of the defendants, Diane McGrath-McKechne, Rudolph
W. Giuliani, Joseph McKay, Matthew Daus, Harry Rubinstein, Elliot Sander, Harvey Giannoulis, Marvin
Greenberg, Ramona Whaley and the New York City Taxi and Limousine Commission, their predecessors,
successors, or assigns, and all past, present and future officials, employees, representatives and agents of
the New York City Taxi and Limousine Commission and any other agency of the City of New York
(collectively "the Released Persons"), from any and all claims or causes of action for damages, or for
other legal, equitable or administrative relief, and any and all rights that I may have to pursue such claims
or causes of action before any court, administrative agency or other tribunal, with regard to acts of
commission or omission by the Released Persons that were alleged, or that could have been alleged by
reason of, arising out of, or in connection with, any matter or fact set forth or referred to in the Complaint
and/or in the Amended Complaint in this action, including all related claims for attorney's fees and costs.

This Release may not be changed orally.

THE UNDERSIGNED HAS READ THE FOREGOING RELEASE AND FULLY
UNDERSTANDS IT.

IN WITNESS WHEREOF, I have executed this Release this _____ day of
_____, 2006.

STATE OF _____, COUNTY OF _____ SS.:

On _____, 2006, before me, the undersigned personally
appeared, personally known to me or proved to me on the basis of satisfactory evidence to be the
individual whose name is subscribed and who executed the foregoing RELEASE and duly
acknowledged to me that (s)he executed the same.

ATTACHMENT E

Padberg, et al. v. McGrath-McKechne, et al., No. 3355 Civ. 2000 (RJD)(SMG)

CLASS ACTION SETTLEMENT

OPT – OUT FORM

If you do not wish to be included in the class settlement of claims in connection with the summary suspension and/or revocation of your New York City taxi driver license, as summarized in this Notice of Class Action Settlement, please complete the form below and return it no later than _____ to:

Clerk of Court
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

If you do not complete and submit this Opt-Out Form within the time permitted, you will be considered to be a member of the settlement class and bound by the terms of the settlement agreement.

I, _____, residing at _____, do hereby opt out of the class settlement of any and all claims I may have concerning the summary suspension and/or revocation of the New York City taxi driver license number _____ issued to me by the New York City Taxi and Limousine Commission that are included in this class settlement. I understand that by opting out of the settlement class I will not be eligible to participate in any monetary or other benefits provided by the settlement.

Dated: _____ Signature _____