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August 20, 2014

Ida Traschen
First Assistant Counsel
Legal Bureau
New York Department of Motor Vehicles
6 Empire State Plaza
Albany, NY 12228

Re: Unlawful practice of NYS DMV with respect to cyclist moving violations

Dear Ms. Traschen:

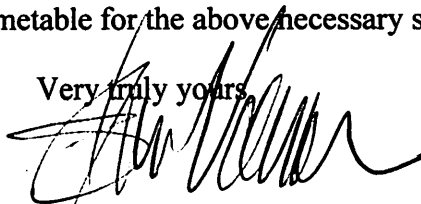
Thank you for your letter of today's date concerning the above topic. I have passed it along to the two clients mentioned in my letter of August 13, 2014.

This firm does have several additional clients who are similarly situated. What procedure do you propose for refunding the improperly-collected surcharge to others who are entitled to it?

Going forward, it appears that remedying this problem will require more than a reminder to the DMV clerical staff, although this step, as outlined in your letter, is welcome. Specifically, the DMV online payment facility will need to be modified so that cyclists can plead guilty and pay their fines online without the surcharge being collected or the points being applied. Also, the form of traffic ticket used by NYPD officers will need to be modified to make clear that the surcharge is not "mandatory" for cyclists.

Please contact me to discuss the timetable for the above necessary steps.

Very truly yours,



Steve Vaccaro