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March 29, 2016

**VIA EMAIL**

Shawn D. Smith  
CITY ATTORNEY  
CITY OF KEY WEST  
3128 Flagler Ave.  
Key West, FL 33040

Re: ADA 24 Hours Plus, LLC vs. City of Key West, et al  
Our File No: 01112/ 34-407  
Case No: 14-CA-2005-000451  
Claim Nos: GC3592014124593/ PGIT Claim No.EV234046

Dear Mr. Smith:

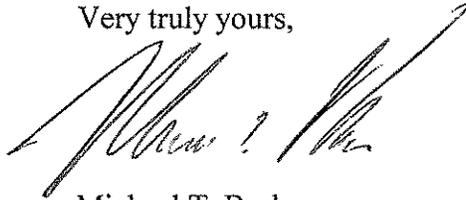
The above lawsuit challenges a portion of a 2014 City ordinance which allocated nine additional passenger vehicle for hire licenses designed to increase the number of wheelchair accessible vehicles operating within the City of Key West. The challenged portion of the ordinance allocated one additional passenger vehicle for hire license to each of the City's existing operators so long as a new wheelchair accessible vehicle was put into service. The lawsuit challenged this latter portion of the ordinance and asserted that it violated the Florida Constitution and restrained trade in violation of the Florida Antitrust Act. The action sought damages and attorneys fees as well as a court order compelling the issuance of nine additional passenger vehicle for hire licenses to the Plaintiff corporation.

The proposed settlement provides that the City will issue four additional passenger vehicle for hire licenses to the Plaintiff corporation. All of these licenses are required to be used for wheelchair accessible vehicles. Before issuance of the four passenger vehicle for hire licenses, the Plaintiff corporation is required to come into compliance with all terms and conditions set forth in Chapters 78 of the City Code of Ordinances and City Ordinance 14-05. Plaintiff ADA 24 Hours Plus has one year to comply with the requirements. The settlement does not involve the payment of any money and both the Plaintiff corporation and the City will each bear their own costs and attorneys fees.

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The proposed settlement removes any uncertainty posed by the lawsuit regarding the validity of the challenged regulations and increases the number of wheelchair accessible vehicles available to City residents and visitors. The settlement is detailed in a written agreement which has been executed by Plaintiff ADA 24 Hours Plus, LLC and made part of the agenda package.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael T. Burke". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

Michael T. Burke  
For the Firm

MTB/ac