

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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JOSE ORTEGA and JOCE MARTINEZ, on their own
behalf, and on behalf of those similarly situated,

Docket No.15-cv-07387-NGG-JO

Plaintiffs,

- against -

UBER TECHNOLOGIES INC., RAISER LLC, UBER
USA, LLC, UBER NEW YORK LLC, UBER
TRANSPORTATION LLC, JOHN DOE "UBER
AFFILIATES," fictitious name used to identify presently
Unknown entities,

Defendants.

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**UNOPPOSED FIRST AMENDED MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

Plaintiffs hereby move this Court to Preliminary Approve the Modified Settlement Agreement and proposed Notice of Settlement to the Settlement Class as set forth in the accompanying Memorandum of Law and attachments. Defendants do not oppose this Motion. Through the Motion, Plaintiffs request that the Court enter an Order: i) granting the filing of Plaintiff's Stipulated Second Amended Complaint; ii) granting preliminary approval of the Modified Settlement; iii) appointing Plaintiff as the Class Representative and provisionally certifying the Settlement Class for Settlement purposes; iv) approving the proposed notice plan; v) appointing Marc J. Held, Philip M. Hines and Scott B. Richman of Held & Hines, LLP and Jonathan W. Greenbaum of Coburn & Greenbaum, PLLC as class counsel vi) scheduling a final approval hearing, and vii) appointing Garden City Group as the Settlement Administrator. The grounds for this Motion are set forth in the accompanying Memorandum of Law.

A proposed order is attached.

Respectfully submitted,

/s/

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/s/

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To all Counsel via ECF

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of *Unopposed Motion for Preliminary Approval of Class Action Settlement* was filed this 26th day of February, 2018 via ecf upon all Counsel.

/s/
Jonathan W. Greenbaum