

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

Luz PAULINO-SANTOS, Michael  
RING, Betty VEGA, and NEW YORK  
INTEGRATED NETWORK,

Plaintiffs,

v.

METROPOLITAN TRANSIT  
AUTHORITY, NEW YORK CITY  
TRANSIT, John LIEBER, and Richard  
DAVEY.

Defendants.

Case No. 23-cv-3471(JGLC)

**STIPULATION AND  
ORDER CERTIFYING  
CLASS**

**WHEREAS**, on February 27, 2024, Plaintiffs in the above-captioned action (the “Proposed Class Representatives”) filed a class certification motion on behalf of themselves and a putative class consisting of all “Paratransit Users,” defined to mean “[a]ll people who cannot consistently use fixed-route transit because of a disability, and who use Access-A-Ride or would use Access-A-Ride if it had response and travel times more comparable to the MTA’s fixed-route transit,” ECF 59 at 1, 7;

**WHEREAS**, the Parties have conferred regarding class certification and have agreed, subject to the approval of the Court, to the terms and conditions set forth in this Stipulation;

**WHEREAS**, the Parties agree and stipulate that the requirements of Rule 23(a) and 23(b)(2) of the Federal Rules of Civil Procedure have been met;

**WHEREAS**, nothing contained herein shall be construed as an admission on the part of Defendants as to the truth of any of the allegations in the Complaint;

**WHEREAS**, Plaintiffs acknowledge that Defendants deny the substantive allegations of the class, including, without limitation, that the MTA has failed to provide comparable service to

Paratransit Users in violation of the requirements of Title II of the American with Disabilities Act (the “ADA”), 42 U.S.C. § 12132; Section 504 of the Rehabilitation Act of 1973 (“Section 504”), 29 U.S.C. § 794; and the New York City Human Rights Law (the “NYCHRL”), N.Y.C. Admin. Code § 8-107(4) *et seq.*;

**WHEREAS**, Defendants reserve the right to contest any factual representation made by any of the Proposed Class Representatives or any other class member;

**NOW, THEREFORE, IT IS STIPULATED AND SO ORDERED THAT:**

1. The requirements of Rule 23(a) and 23(b)(2) of the Federal Rules of Civil Procedure having been met, this action is certified to proceed as a class action on behalf of all people who cannot consistently use fixed-route transit (defined as subways and buses operating solely within New York City) because of a disability, and who use Access-A-Ride or would use Access-A-Ride if it had response and travel times more comparable to the MTA’s fixed-route transit (the “Class”).
2. Lucy “Luz” Paulino-Santos, Betty Vega, and the New York Integrated Network (“NYIN”) are appointed representatives for the Class.
3. Vladeck, Raskin & Clark, P.C., and New York Law School Legal Services, Inc., are appointed counsel for the Class.

Dated: April 10, 2024  
New York, New York

PAUL WEISS, RIFKIND, WHARTON  
& GARRISON

By: /s/ Maia Goodell

VLADECK, RASKIN & CLARK,  
P.C.

Maia Goodell  
Emily Bass  
111 Broadway, Suite 1505  
New York, NY 10006  
Tel: (212) 403-7300  
mgoodell@vladeck.com

NEW YORK LAW SCHOOL  
LEGAL SERVICES, INC.

Britney R. Wilson  
185 West Broadway  
New York, NY 10013  
Britney.Wilson@nyls.edu

*Attorneys for Plaintiffs*

By: /s/ Gregory F. Laufer

Gregory F. Laufer  
Tamar Holoshitz  
Kerissa N. Barron  
Matthew Clarida

PAUL, WEISS, RIFKIND, WHARTON  
& GARRISON LLP

1285 Avenue of the Americas  
New York, New York 10019  
Tel: (212) 373-3000

glaufer@paulweiss.com  
tholoshitz@paulweiss.com  
kbarron@paulweiss.com  
mclarida@paulweiss.com

*Attorneys for Defendants*

The Clerk of Court is directed to terminate ECF No. 58.



The Honorable Jessica G. L. Clarke  
United States District Court  
Southern District Court of New York

Dated: April 11, 2024  
New York, New York