

**Testimony of Assistant Commissioner Carlos A. Ortiz
New York City Department of Consumer and Worker Protection**

**Before the Committee on
Consumer and Worker Protection**

Hearing on Introductions 813, 818, and 891

March 29, 2023

Introduction

Good morning, Chair Velázquez and members of the Committee on Consumer and Worker Protection. My name is Carlos Ortiz, and I am the Assistant Commissioner for External Affairs at the Department of Consumer and Worker Protection (DCWP). I am joined by Elizabeth Wagoner, our Deputy Commissioner for the Office of Labor Policy & Standards, Andrew Schwenk, our Associate General Counsel, and Steven Picker, Executive Director of Food & Beverage Industry Partnership at the Department of Small Business Services (SBS). Thank you for the opportunity to testify today on Introductions 813, 818, and 891, relating to delivery fee caps, the temporary schedule change law, and games of chance, respectively.

These three bills each highlight different aspects of the varied work we do to protect New Yorkers during their daily lives and uplift the small businesses that bring vibrancy and necessary services to our communities.

Delivery Fee Caps and Introduction 813

As part of our licensing of online third-party food delivery services (delivery apps), DCWP enforces caps on what delivery apps can charge restaurants for each delivery they facilitate. Currently, delivery apps can only charge a restaurant a total of 23% of an order in fees, broken down as follows: up to 15% for delivery fees; up to 3% for transaction fees; and up to 5% for other fees.

The caps on fees that delivery apps can charge restaurants were first created by the City Council during the COVID-19 pandemic, and were later made permanent under Local Law 103 of 2021.¹ Local Law 103 also requires DCWP to submit a report every two years to the Council that provides feedback on the impact of the fee caps in New York City.

Introduction 813 seeks to amend the fee caps. Our understanding of the bill as drafted, is that it will allow delivery apps to charge additional fees to restaurants in exchange for being listed and marketed on their platforms.

¹ See Local Law 52 of 2020:

<https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=4344564&GUID=BAB73224-E999-411A-8C42-1BDF14C0DACE&Options=ID|Text|&Search=delivery+fees>; and Local Law 103 of 2021:
<https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=5116226&GUID=C266469A-2803-4C77-ACD2-ACCF711B12D&Options=ID|Text|&Search=delivery+fees>.

My colleague at the Department of Small Business Services can speak more directly to the fee caps and their impact on New York City's restaurants and small businesses. As the restaurant industry continues to recover, SBS is ready to provide continued support and help small businesses navigate a rapidly changing market landscape.

As an enforcement agency, DCWP will enforce the fee caps at the limits mandated by local law. We are also on track to submit the required report on the impact of the fee caps this September. If the fee caps are amended before that time, we believe that the report will need to be pushed back to account for the changed circumstances in the industry. I would also note that the current fee caps are subject to ongoing litigation.

Temporary Schedule Change Law and Introduction 818

Under the Temporary Schedule Change Law, employees are entitled to a temporary adjustment to their normal work hours or location for certain personal events. The temporary change could include shifting working hours, taking unpaid time off, or swapping working hours with a coworker. Employees are protected from retaliation for making requests under the law. An employee is guaranteed up to two schedule changes per year for a maximum of two business days. The law covers only certain types of personal events, which include caregiving for an employee's family member with a disability or for a child under 18, attending a public benefits hearing, or anything that would be a permissible use under the New York City Paid Safe and Sick Leave Law.²

Introduction 818 would require DCWP to conduct an annual outreach campaign to inform New Yorkers about the Temporary Schedule Change law. The agency would be required to develop and distribute materials relating to the law to employers, who would then be required to distribute them to their employees. Additionally, DCWP would have to implement a media campaign online and on television, radio, and print.

DCWP supports the intent of this bill; we are committed to educating New Yorkers about their rights in the workplace. DCWP currently does extensive outreach on all of its worker rights. In 2022 alone, our community affairs team conducted more than 250 worker-focused events in partnership with community organizations, sister agencies, and elected officials, reaching more than 20,000 New Yorkers.

We would recommend that the bill also include outreach on the Paid Safe and Sick Leave Law, which also provides vital opportunities for workers to address personal needs. A combined outreach campaign would provide workers with a more complete understanding of their rights to time off under City law. Additionally, we would like to explore ways to refine the protections under the Temporary Schedule Change law to align them with those under the Paid Safe and Sick Leave Law and reduce administrative burdens on our small businesses and workers. We look forward to working with the Council as this bill continues through the legislative process.

Games of Chance and Introduction 891

² See § 20-1261 and § 20-1262 of the New York City Administrative Code:
<https://codelibrary.amlegal.com/codes/newyorkcity/latest/NYCAAdmin/0-0-0-36509>

Currently, both New York City and the New York State Gaming Commission regulate charitable gaming. In New York City, DCWP issues licenses to non-profits operating games of chance, such as a raffle. Currently, operators of games of chance cannot offer prizes worth more than \$100, allow wagers more than \$10, admission fees more than \$2, or conduct more than 12 games a year. There are also restrictions on the amount of advertising an organization may do and how much the organization may compensate the staff that operates the game. Finally, New York City law prohibits the sale of alcohol other than beer during games of chance. Introduction 891 would provide exemptions to these restrictions for games of chance that take place at professional sporting venues.

DCWP is supportive of efforts like this to modernize the games of chance license and align it with New York State charitable gaming regulations. Currently other New York State-based sports venues hold charitable games of chance on-site, including the Buffalo Bills and New York Islanders. New York City's sports teams should also have that right. DCWP looks forward to working with the Council as this bill moves forward.

Conclusion

Thank you for the opportunity to testify on these three bills. We look forward to answering any questions you may have.



Testimony Regarding Intro 813 before the NYC Council
Committee on Consumer and Worker Protection - March 29th, 2023

On behalf of the Brooklyn Chamber of Commerce, the largest Chamber of Commerce in New York State, I am writing in support of Int 0813, proposed legislation that would open opportunities for local restaurants to reach new customers and grow their businesses by taking full advantage of the tools and resources offered by third-party delivery platforms.

New York City's neighborhood restaurants should be allowed to choose from a menu of marketing options to help their small business grow, thrive, and compete with big brands. To do that, the current limit on marketing services provided by third-party delivery platforms must be lifted while preserving the cap on delivery charges. It's a common sense, practical change that follows the trend of dozens of other cities including every major market that implemented an emergency order price control during the pandemic. This imperative to modify a law put in place early in the pandemic when the landscape was much different will allow restaurants to find new customers and compete more effectively with national chains that spend millions on advertising. With expanded options for restaurants to reach diners, small- and medium-sized independent restaurants – especially those owned by immigrants and families and serving lower- and middle-income communities of color – will grow, improving economic outcomes for restaurant owners and workers while creating a stronger local economy. While protections for the industry are critically preserved in this amendment, ultimately small business owners know best which decisions they need to make to grow – not government.

Many restaurants want to pay more for digital marketing services because they cannot afford traditional advertising, such as television or radio ads. Marketing through apps is often a more cost-effective way of reaching new customers for small- and medium-sized restaurants.

Seven other cities actually allow restaurants this flexibility including San Francisco, CA; Minneapolis, MN; Seattle, WA; Spokane, WA; Portland, OR; Philadelphia, PA; and Washington, DC. The compromise embodied within the proposed amendment – preserving delivery fee caps but allowing opt-in flexibility for marketing services – is exactly the approach San Francisco took by passing legislation supported by that city's restaurant association to expand and clearly define restaurants' marketing services options and rights – and in so doing avoided costly litigation likely to result in the fee cap being ruled unconstitutional, just as could be the outcome of the pending court case in New York.

Finally, we are really talking about freedom of choice. The third-party delivery industry didn't even exist a decade ago. Its reason for coming into existence was a value-added leverage of evolving technology that has benefitted both the restaurants and consumers. But both restaurants and consumers can opt out using third-party delivery services altogether if they believe it was in their interests to do so. What this change is allowing for is the ability for restaurants to choose how to use third-party delivery platforms more effectively. Government should not be in the business of restricting choice, in the restaurant industry or any other for that matter.

In conclusion, the Brooklyn Chamber of Commerce supports Int 0813 because of the positive impact it would have on local businesses, ensuring that New York City restaurants are able to continue to access important resources and services that can help them expand their reach in an increasingly online economy.

Contact: Randy Peers
 President & CEO
 rpeers@brooklynchamber.com



**American
Red Cross**

*American Red Cross
Greater NY Region
520 West 49th Street
New York NY 10019*

March 31, 2023

To Whom It May Concern,

I am pleased to be writing a letter on behalf of the New York Yankees Foundation. The American Red Cross has had the absolute privilege to partner with the New York Yankees for the past seven years, and together we have made a difference for the Bronx community and throughout the Greater New York region.

Though the American Red Cross Home Fire Campaign, our partnership with the Yankees has saved lives, prevented injuries, and reduced the financial impact of home fires in the Bronx. In fact, to date we have saved thirty-seven lives through this campaign by installing free lifesaving smoke alarms in our region and educating individuals and families on fire safety. With the Yankees' support, we have also been able to help residents and communities recover after tragic fires have occurred across the Bronx and the region. Together, we have also helped thousands of people recover after historic hurricanes and floods devastated communities in our region.

The mission of the American Red Cross is to prevent and alleviate human suffering in the face of emergencies by mobilizing the power of volunteers and the generosity of donors. We can only be there for everyone at any time because of the generosity of donors and volunteers such as the New York Yankees, who exemplify our mission with their heartfelt support and dedication to the Bronx community and our region.

We know that many other organizations in our community rely on the New York Yankees to improve the quality of life in their neighborhoods, and to help make the Bronx a safe and vibrant place to raise their families. We support their efforts to increase their resources to make this critical work possible.

Sincerely,

A handwritten signature in black ink that reads "Mary J. Barneby". The signature is fluid and cursive.

Mary J. Barneby
Regional Chief Executive Officer
American Red Cross
Greater New York Region



Paul Zuber
Executive Vice President

To the New York City Council,

On behalf of The Business Council of New York State, I am writing to urge the City Council to support Int 0813, proposed legislation that would open up opportunities for local restaurants to reach new customers and grow their businesses by taking full advantage of the tools and resources offered by third-party delivery platforms.

Our organization is the leading business organization in New York State, representing the interests of both large and small businesses throughout the state and serving as an advocate for the business community in the state's political and policy-making arenas. Representing more than 3,000 member companies, local chambers of commerce, and professional and trade associations, 76% of which are small businesses, our membership combined employs more than 1.2 million New Yorkers.

The Business Council supports Int 0813 because of the positive impact it would have on local businesses, ensuring that New York City restaurants are able to continue to access important resources and services that can help them expand their reach in an increasingly online economy. Third-party delivery platforms have proven to be beneficial and additive to the restaurant industry, allowing these businesses to meet customers where they are or take advantage of new opportunities to increase their revenue.

As champions for the small businesses that power our communities, The Business Council knows that every business is unique, and that's true for their operations and needs in the marketplace. When it comes to enabling restaurants to maximize the impact of using local delivery, we believe it's important for business owners to maintain control over how they use third-party delivery platforms like DoorDash or UberEats. This includes having the ability to select the products and services that best support their needs, and resources which can be especially important for small businesses to help them differentiate themselves and better compete with bigger brands that have greater visibility outside of these platforms.

This amendment strikes the right balance because it empowers restaurant owners to make strategic decisions that are right for them. Importantly, restaurants that want access to low-cost options would still have access to the services that platforms would be required to offer. These options, which provide restaurants access to thousands of customers across New York City, allow small businesses to utilize crucial services that would otherwise be cost-prohibitive compared to operating their own delivery fleet.

These tools are critical for small businesses, who make important decisions every day about how to optimize their operations and maximize profitability. Consider if a restaurant wants to achieve greater reach or visibility to take advantage of demand surges around a holiday, or because they opened a new location. Under the current rules, there are real limitations, but this amendment delivers flexibility and ensures a full range of options that places the control back in their hands.

Meanwhile, the proposed legislation would also mitigate some of the harmful unintended consequences of price controls, which can actually raise prices for consumers and drive down orders from local restaurants and hurt their bottom line. If the current rules remain in place, it could mean that platforms eventually reduce service options or increase costs, higher prices that would inevitably be passed along by restaurants, which would mean fewer orders being placed on delivery apps — a bad outcome for consumers, restaurants, and the business community as a whole.

Int 0813 addresses these issues and returns control to restaurants and small businesses that need every advantage they can get to compete in an ever-changing digital marketplace, and we encourage the City Council to support the proposed legislation. Delivery provides a crucial service for small businesses, and every business deserves the right to decide what is best for their own needs.

Thank you for the opportunity to submit testimony.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Zuber". The signature is fluid and cursive, with the first name "Paul" being larger and more prominent than the last name "Zuber".

Paul Zuber,
The Business Council of New York State



March 29 , 2023

Councilwoman Marjorie Velázquez
Chair, Committee on Consumer and Worker Protection
New York City Council
250 Broadway, Suite 1789
New York, NY 10007

Re: SUPPORT: Intro 0813-2022: Establishing exemptions for third-party food delivery services

Dear Chair Velázquez and members of the Committee:

Thank you for the opportunity to submit testimony for the record regarding Intro 0813-2022. On behalf of the Chamber of Progress, a tech industry coalition promoting technology's progressive future, we urge your committee to support the proposed amendment regarding delivery service fee caps.

Our organization works to ensure that all Americans benefit from technological leaps. Our corporate partners include companies like DoorDash, Grubhub, and Uber, but our partners do not have a vote on or veto over our positions.

Currently in New York City, app-based delivery services aren't able to offer the full breadth of their in-app marketing and promotion services to businesses. If passed, this amendment would allow restaurants to exceed the 15% fee cap in exchange for higher tiers of service.

We believe that the proposed amendment will have beneficial effects for smaller, independent, restaurants, including restaurants owned by minority groups.

In Spring 2020, when COVID-19 forced rapid changes to restaurant and delivery app business models, a number of cities implemented temporary commission fee caps in an attempt to ease some of the pressure on restaurants losing out on

revenue from in-person dining. These cities gave us an up-close look at how fee caps hurt families, drivers, and restaurants.

While restaurants might have been paying lower fees, delivery services still had to pay drivers, conduct background checks, and handle customer inquiries. Families ordering local delivery ended up covering restaurants' tabs through higher prices or recovery fees.

While it may have once been a common practice, imposing a permanent delivery fee cap misses the mark. Cities like San Francisco, Chicago and Philadelphia that have previously implemented permanent fee caps have more recently pivoted to adopt a compromise approach, similar to this amendment.

Adopting this amendment would allow small, mom & pop, independent restaurants to compete against large chain restaurants. After analyzing 14 U.S. cities that have implemented temporary or permanent fee caps, Boston College economics professor Zhuoxin Li and University of Delaware economics professor Gang Wang found national chains fared better, while independent restaurants fared worse. The demand for chain favorites in regulated cities was 3.6% higher than in non regulated cities, while independent restaurants were 6.8% lower.¹ Cities with strict fee caps see chain restaurants thrive, and small, independent restaurants decline.

By enacting this amendment, delivery service companies will be able to offer smaller, independent restaurants to choose tools to market and promote themselves in-app. This will enable small mom & pop restaurants without marketing departments to compete against larger corporate restaurants, like the McDonald's, Chick-Fil-A's, and Paneras of the world.

The food and service industry has been utterly transformed by the pandemic – and policymakers should support carry-out, curbside pickup, and delivery on demand as the new norms.

We encourage you to support this amendment and to explore opportunities for collaboration among third-party delivery providers, restaurants, and community members for innovative solutions that will propel communities forward.

¹ Zhuoxin Li & Gang Wang, *Regulating Powerful Platforms: Evidence from Commission Fee Caps in On-Demand Services*, (Nov. 2021) https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3871514

Thank you,

Alain Xiong-Calmes

Director of State & Local Public Policy, Northeast



TESTIMONY OF CITYMEALS ON WHEELS

**Before the New York City Council Committee on Consumer and
Worker Protection
Honorable Marjorie Velázquez, Chair**

**In Support of Int 891-2023: Allowing charitable organizations to
conduct games of chance at professional sporting venues.
March 29, 2023**

**Submitted by:
Citymeals on Wheels**

**Prepared by:
Beth Shapiro, Chief Executive Officer**

I would like to thank the Council Committee on Consumer & Worker Protection for holding this important hearing.

Background

Citymeals on Wheels works in partnership with the City and the network of home-delivered meal providers to fill the gap in the City's program by funding the preparation and delivery of meals on weekends, holidays, and emergencies to homebound older adults. New York City Aging funds one meal a day on Mondays through Fridays (excluding holidays); to fill the gap on the remaining 115 days, Citymeals funds the same network of providers to prepare and deliver weekend and holiday meals. In addition, we are the only organization providing home-delivered emergency meals to older adults across the City.

In addition to funding the 30 providers preparing meals, Citymeals' warehouse in the South Bronx maintains a stockpile of thousands of meals for storms and localized emergencies, like gas or power outages. We also pre-supply home delivered meals participants to ensure that when dangerous weather conditions interrupt regular delivery routes, their cupboards are already stocked. These seasonal emergency food packages (EFPs) each contain four ready to eat meals, as well as special treats like low-sugar cookies and hot cocoa. By funding the same providers as New York City Aging, Citymeals brings additional resources to the City while providing continuity of service for meal recipients.

Who We Serve

Citymeals reaches older adults in all five boroughs, providing for nearly 2 million meals in FY22. In the Bronx we partner with RAIN and East Side House Settlement to serve 3,671 homebound older adults a total of 253,123 meals. This included 8,800 meals in our seasonal EFPs and 5,124 meals in response to seven (7) emergencies. Some fast facts:

- More than half of our recipients are over 80 years old; 400 are centenarians.
- 57% live alone with 40% rarely or never leaving their homes
- 63% are women, and 10% are veterans
- Overall, 92% of meals on wheels recipients say home delivered meals enable them to remain living in their homes

Support

Over the past decade The New York Yankees have regularly and significantly supported Citymeals on Wheels helping fund meal deliveries to older New Yorkers living in the Bronx. They have funded over 80,000 meals and have had staff personally deliver meals to Bronx residents in and around the stadium.

Amending the Local Law Code to allow charitable gaming at sports venues would have dramatic impact on Citymeals and other CBOs.

The increasing need for meals—due to a rapidly aging population, the impact of Covid-19, and staggering inflation—is endangering our ability to respond.

- Before the pandemic Citymeals was serving 18,000 older adults, we now serve 20,000
- Our cost for meals increased by 33% in FY22, and 50% since FY19

Additional funding could help support those most in need as food insecurity in the Bronx is the most acute in the city. Citymeals is currently feeding 150 with our Mobile Food Pantry providing additional food to those most food insecure. We would like to provide our Mobile Food Pantry to at least 500 (of the 3,600 we serve in the Bronx). We know prior to the pandemic, 14% of our recipients were surviving on the one meal/day we deliver. That number has only increased.

Citymeals wants to ensure hungry older New Yorkers have the food they need. We believe that passing Int. 891 could result in more funding opportunities to support the growing nutritional needs of older adults and others receiving the support from charitable gaming at sports stadiums. Therefore, we support the passage of this bill.



**Powering a
more equitable
New York**

President and
Chief Executive Officer
David R. Jones, Esq.

Executive Vice President and
Chief Operating Officer
Steven L. Krause

Community Service Society of New York
Testimony of David R. Jones, President and CEO of the
Community Service Society at Public Hearing of the New York
City Council Committee on Consumer and Worker Protections

March 29, 2023

Thank you for providing this opportunity to testify before the New York City Council's Committee on Consumer and Worker Protection. I am David Jones, President and CEO of Community Service Society of New York (CSS). Through research, advocacy and comprehensive direct services, CSS promotes economic mobility for New York's lowest-income residents, leading to a more equitable city and state.

CSS has been a leader in the fight to expand benefits and protections for low-wage workers, including efforts to pass the Paid Sick Days laws in New York City, passage of paid family leave statewide and passage of Fair Workweek legislation.

Today, my testimony will be focused on Intro 818, which would require the City's Department of Consumer and Worker Protection to conduct an annual education and public awareness campaign on the Temporary Schedule Change Act.

The Temporary Schedule Change Act was part of a package of laws passed in November 2017 under the umbrella of the "Fair WorkWWeek" and "Fast Food Worker Empowerment" bills. These bills represented a critical step toward providing economic opportunity to workers without placing unnecessary restrictions on businesses.

In short, the aim of the legislation was to improve conditions for low-wage workers by combatting scheduling abuses in the fast food and retail industry, ensuring workers have access to more hours, advance notice of schedules, and sufficient time off between shifts.

Notably, Intro 818 would require employers to distribute written and electronic materials developed by the Department of Consumer and Worker Protection to their employees, so they are informed of their rights to predictable work schedules and other protections.

Two years after the City passed Fair WorkwWeek legislation, CSS assessed the impact of Fair Workweek laws. Our analysis found that unpredictable scheduling practices for workers in New York City waswere still widespread, especially for low-wage -workers in the retail and restaurant sectors. Workers in these industries were less likely to know their schedules at least two weeks in advance. We also found at the time that a majority of the workers targeted by Fair Workweek protections had heard little of or nothing about the law.

Research conducted by The Shift Project at UC Berkeley on service workers in these industries in NYC shows that a reduction in scheduling uncertainty is associated with massive improvements in worker health, productivity, and well-being. But such gains elude workers who have no knowledge of the law and of their rights in the workplace.

Since enforcement of the laws are-is complaint-driven, this lack of awareness presents an unfair advantage for those employers who fail to comply.

For ordinary workers – especially the most vulnerable low-wage and immigrant workers – to benefit, they, their employers and the general public must be aware of the laws and how they work.

Consider the fight for Paid Sick Day. After the law was passed in 2014, access to paid sick days climbed substantially, from 47 to 71 percent, for low income workers covered by the law. This dramatic progress was credited to the city's extensive public outreach and advertising surrounding the launch of Paid Sick Days, as well as strong enforcement.

New York has been a leader when it comes to expanding workers' rights. If we want to ensure that all workers, especially our most vulnerable, actually benefit from the laws designed to help them, we must follow passage of laws with -persistent monitoring, education and awareness, and enforcement needed to make them truly effective.

We urge the City Council to pass Intro 818, mandating regular outreach and education on Fair Workweek laws so employers follow the law, and all workers know their rights.

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WRITTEN TESTIMONY BY JESSICA WALKER, PRESIDENT AND CEO

**BEFORE THE NEW YORK CITY COUNCIL COMMITTEE ON CONSUMER AND WORKER
PROTECTION**

**REGARDING INT. 813-2022 – ESTABLISHING EXEMPTIONS FOR THIRD-PARTY FOOD DELIVERY
SERVICES FROM THE LIMITS ON FEES CHARGED BY SUCH SERVICES ON FOOD SERVICE
ESTABLISHMENTS**

MARCH 29, 2023

On behalf of the Manhattan Chamber of Commerce, I am writing to urge the City Council to support Int. 0813, legislation that would open up opportunities for local restaurants to reach new customers and grow their businesses by taking full advantage of the the tools and resources offered by third-party delivery platforms.

The Manhattan Chamber of Commerce is a nonprofit organization that supports and advocates for the 120,000+ businesses throughout the borough.

We support Int. 0813 because of the positive impact it would have on local businesses, ensuring that New York City restaurants are able to continue to access important resources and services that can help them expand their reach in an increasingly online economy. Third-party delivery platforms have proven to be beneficial and additive to the restaurant industry, allowing these businesses to meet customers where they are or take advantage of new opportunities to increase their revenue.

As champions for the small businesses that power our communities, the Manhattan Chamber of Commerce knows that every business is unique, and that's true for their operations and needs in the marketplace. When it comes to enabling restaurants to maximize the impact of using local delivery, we believe it's important for business owners to maintain control over how they use third-party delivery platforms like DoorDash or UberEats. This includes having the ability to select the products and services that best support their needs, resources that can be especially important for small businesses to help them differentiate themselves and better compete with bigger brands that have greater visibility outside of these platforms.

This amendment strikes the right balance because it empowers restaurant owners to make strategic decisions that are right for them. Importantly, restaurants that want access to low-cost options would still have access to the services that platforms would be required to offer. These options, which provide restaurants access to thousands of customers across New York City, allow small businesses to utilize crucial services that would otherwise be cost prohibitive compared to operating their own delivery fleet.

These tools are critical for small businesses, who make important decisions every day about how to optimize their operations and maximize profitability. Consider if a restaurant wants to achieve greater reach or visibility to take advantage of demand surges around a holiday, or because they opened a new location. Under the current rules there are real limitations, but this amendment delivers flexibility and ensures a full range of options that places the control back in their hands.

Meanwhile, the proposed legislation would also mitigate some of the harmful unintended consequences of price controls, which can actually raise prices for consumers, driving down restaurant orders and hurting a restaurant's bottom line. If the current rules remain in place it could mean that platforms eventually reduce service options or increase costs, higher prices that would inevitably be passed along by restaurants, which would mean fewer orders being placed on delivery apps — a bad outcome for consumers, restaurants, and the business community as a whole.

Int. 0813 addresses these issues and returns control to restaurants and small businesses who need every advantage they can get to compete in an ever-changing digital marketplace, and we encourage the City Council to support the proposed legislation. Delivery provides a crucial service for small businesses and every business deserves the right to decide what is best for their own needs.

Thank you for the opportunity to submit testimony. We look forward to our continued partnership to support small businesses in New York.



Good Morning Chair **Marjorie Velázquez** and members of the Consumer & Worker Protection Committee. I am Shalima McCants, Chief Program Officer at the New York Urban League. I am presenting testimony on behalf of Arva Rice, President and CEO of the New York Urban League, who is not able to present this morning.

The New York Urban League strongly supports the implementation of local law [Int. 891](#)—A Local Law to amend the administrative code of the city of New York to allow charitable organizations to conduct games of chance at professional sporting venues. We are in support of the passage of this bill for three primary reasons. The revenues of these gaming activities will directly benefit New York's nonprofit community which daily meet New Yorkers needs. Second, gaming activities at large scale sports venues have the ability to raise the visibility of the mission and impact of these organizations with potential supporters and volunteers. Lastly, NYUL has long-standing relations with NYC's sports franchises most specifically the New York Yankees. These New York institutions have had a positive impact on our communities in ways seen and unseen, and the passage of this bill will allow them to increase their giving at a time when New York City needs its most.

The New York Urban League's current work is guided by our vision that every American child is ready for college, work and life; every American has access to a living wage and good benefits; and every American has an equal right and responsibility to fully participate in our democracy and civic processes, and all people have a right to justice and fairness.

A program that New York Urban League implements in collaboration with Coalition for Asian American Children and Families, Hispanic Federation, and Asian American Federation provide grants and technical assistance to nonprofits through the support of the City Council. The initiative, Communities of Color Nonprofit Stabilization Fund, offers grantees a varying array of services to New Yorkers and are being funded to address a variety of infrastructural needs including leadership development, financial management, and outcomes system development, among others. These organizations – serving local communities and lead by people of color - are prime examples of organizations that would benefit from passage of local law Int. 891.

The stresses that the COVID put on our neighborhoods and on the families that reside in them, placed new demands upon the nonprofit community. When COVID revealed a frayed social net, nonprofits had to step in the gap. It became crucial for nonprofits to create vaccine education campaigns, food distribution, emergency grants to families and students, and small business support efforts. The

impacts of COVID are still being felt in families and communities, and passage of this bill will provide a new revenue source that will not be time-limited like federal funding streams. They will also be more easily accessible to smaller nonprofits. This bill could bring into nonprofit organizations millions dollars in unrestricted revenue that will allow them to increase services, improve systems and further invest in New Yorkers.

The New York Urban League has a positive relationship with the Yankees that spans over decades. George Steinbrenner and Grambling State University legendary coach Eddie Robinson worked together to bring the Football Classic to Yankees Stadium in the early 1970s. When others did not believe blacks could gather peacefully, Steinbrenner agreed to host the game at Yankee Stadium and Black New Yorkers were able to see athletes from Historically Black College and Universities play. The New York Urban League served as host for what became the Whitney M. Young, Jr. Football Classic. The schools' bands would stay over and march in what became the African-American Parade that still occurs every September. The Yankees have invested in our scholarship and educational programs, hosted special events and fundraisers for the Urban League and have accelerated their diversity, equity and inclusion efforts including joining the New York Urban League's Diversity, Equity & Inclusion Lab. The story of partnership

and giving without fanfare or acknowledgment can be repeated by hundreds of schools and community-based organizations that the Yankees have supported.

The passage of Local Int. 891 is a winner not only for NYC nonprofits but more importantly for the children, families and communities that we collectively serve.

We hope you will be supportive.



Good Morning Chair **Marjorie Velázquez** and members of the Consumer & Worker Protection Committee. I am Shalima McCants, Chief Program Officer at the New York Urban League. I am presenting testimony on behalf of Arva Rice, President and CEO of the New York Urban League, who is not able to present this morning.

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The New York Urban League's current work is guided by our vision that every American child is ready for college, work and life; every American has access to a living wage and good benefits; and every American has an equal right and responsibility to fully participate in our democracy and civic processes, and all people have a right to justice and fairness.

A program that New York Urban League implements in collaboration with Coalition for Asian American Children and Families, Hispanic Federation, and Asian American Federation provide grants and technical assistance to nonprofits through the support of the City Council. The initiative, Communities of Color Nonprofit Stabilization Fund, offers grantees a varying array of services to New Yorkers and are being funded to address a variety of infrastructural needs including leadership development, financial management, and outcomes system development, among others. These organizations – serving local communities and lead by people of color - are prime examples of organizations that would benefit from passage of local law Int. 891.

The stresses that the COVID put on our neighborhoods and on the families that reside in them, placed new demands upon the nonprofit community. When COVID revealed a frayed social net, nonprofits had to step in the gap. It became crucial for nonprofits to create vaccine education campaigns, food distribution, emergency grants to families and students, and small business support efforts. The

impacts of COVID are still being felt in families and communities, and passage of this bill will provide a new revenue source that will not be time-limited like federal funding streams. They will also be more easily accessible to smaller nonprofits. This bill could bring into nonprofit organizations millions dollars in unrestricted revenue that will allow them to increase services, improve systems and further invest in New Yorkers.

The New York Urban League has a positive relationship with the Yankees that spans over decades. George Steinbrenner and Grambling State University legendary coach Eddie Robinson worked together to bring the Football Classic to Yankee Stadium in the early 1970s. When others did not believe blacks could gather peacefully, Steinbrenner agreed to host the game at Yankee Stadium and Black New Yorkers were able to see athletes from Historically Black College and Universities play. The New York Urban League served as host for what became the Whitney M. Young, Jr. Football Classic. The schools' bands would stay over and march in what became the African-American Parade that still occurs every September. The Yankees have invested in our scholarship and educational programs, hosted special events and fundraisers for the Urban League and have accelerated their diversity, equity and inclusion efforts including joining the New York Urban League's Diversity, Equity & Inclusion Lab. The story of partnership

and giving without fanfare or acknowledgment can be repeated by hundreds of schools and community-based organizations that the Yankees have supported.

The passage of Local Int. 891 is a winner not only for NYC nonprofits but more importantly for the children, families and communities that we collectively serve.

We hope you will be supportive.

Wednesday, March 29th, 2023

NYC Hospitality Alliance comments on [Int. 813](#)—A Local Law to amend the administrative code of the city of New York, in relation to establishing exemptions for third-party food delivery services from the limits on fees charged by such services on food service establishments in front of City Council Committee on Consumer & Worker Protection

My name is Andrew Rigie and I am the executive director of the NYC Hospitality Alliance, a not-for-profit association representing thousands of restaurants across the five boroughs. Today I am here to deliver the truth behind a lobbying campaign seeking to gut the third-party delivery fee cap with troubling legislation, Int. 813, what we've dubbed the Bigger Fees for Big Delivery Bill.

Even though the big delivery companies are suing the City of New York to overturn this law – which sets the maximum rate these corporate giants can charge restaurants to list them on their apps and deliver their food – they've simultaneously engaged in an aggressive and expensive lobbying campaign to gut the fee cap under the guise of wanting to help small businesses and turning restaurants against each other as well as delvieristas. It's unfortunate. They imply their campaign is all about helping immigrant-, minority- and woman-owned businesses by letting them pay higher marketing fees to compete against large chain restaurants. But seriously, who can absorb these bigger fees and better afford to buy more advertising? It's not the neighborhood taqueria, it's the international taco chain.

If these delivery companies didn't have such dominance over the marketplace, the fee cap would not have been necessary. But when customers sue Grubhub for antitrust violations because they're price fixing menus at restaurants, and when you know the history of big delivery in the Big Apple, you'll understand why this sector must be regulated. Think about the hypocrisy, they are suing and lobbying to eliminate price controls on themselves, while they are being sued for price controlling at restaurants. Do as I say, not as I do, I guess!

Before the Covid-19 pandemic shut down our city's restaurants, an onslaught of investigative reports in the media exposed the unethical, if not illegal business practices of a certain delivery company, which led to U.S. Senator Chuck Schumer calling on the federal government to investigate, and the City Council to hold hearings that highlighted the exploitation of restaurants by big delivery.

The public and elected leaders finally learned that restaurants were exploited for years by Grubhub charging them bogus fees for orders they didn't receive. Delivery companies listed restaurants on their apps without permission, causing confusion and chaos for small businesses, workers, and customers. They created secondary websites and phone numbers for restaurants, so they could take more fees and steal their customers. A quick Google search will return articles from around the country describing these exploits, including all the governments, attorneys general, restaurants, workers, customers, and their own investors who've taken legal action against third-party delivery companies over their business practices, some of which I've attached to my testimony for your review.

We can't trust these delivery companies when they say the Bigger Fees for Big Delivery Bill is simply about letting small restaurants market themselves to get more deliveries, which everyone supports! If it was about marketing, the big delivery companies wouldn't charge small restaurants the same high fees on repeat customer orders – which aren't the result of any enhanced marketing.

Big delivery companies purchase advertisements on Google above restaurants' own websites and within their organic search listings, so they can steal their direct customers and take big fees. Seriously, why should restaurants pay higher fees to third-party delivery companies that then use the money to steal the restaurants' own customers and charge them even more fees?

The delivery companies say they make it easier for small restaurants to access services like menu photography and website design by paying a higher per-order fee to them, instead of a lump upfront payment they can't afford. Sounds great until you realize that the delivery company wants to continue taking that higher per-order fee from the restaurant even after they paid off the cost of the service.

History has shown us that restaurants that don't pay the ever-increasing third-party delivery fees are buried in the search results, making it difficult for customers to find them. Suppose a restaurant doesn't continue to pay increasing fees. In that case, their delivery sales decrease as their visibility diminishes, and the small business can't afford to stay on the platform. Still, they can't afford to leave it because they'll lose access to their customers, who are controlled and manipulated by the big delivery companies. That's why the same delivery companies are also suing to overturn a law passed by the City Council requiring them to share a restaurants own customer information with them. We must tear down this digital divide! Don't let these big corporations continue to steal customers from local restaurants. Let restaurants nurture their relationships with their own customers so they can offer them direct deals and offers.

This fee cap law passed with overwhelming support by the City Council, carrying with it a requirement, requested by the delivery companies themselves, that the city publish a report on its impact to allow lawmakers to determine if it should remain in effect, be modified, or eliminated. We must wait until the report is released in September of 2023 before considering changes to the law. Employing the details and data from the report, lawmakers, restaurants, and delivery companies should use it to inform and cook up a new recipe for a fairer marketplace and fee structure.

The City Council has before it a critical choice for a beloved New York industry. If it passes the Bigger Fees for Big Delivery Bill now, it will be the small restaurants who will be left holding the bag – all while big delivery gets their hands back in the pockets of small businesses.

Even considering all of this, the NYC Hospitality Alliance remains committed to working constructively with the delivery companies and elected leaders to develop a fairer marketplace that works for restaurants, deliveristas, and the delivery companies. But Int. 813, the Bigger Fees for Big Delivery Bill is not the answer.

We urge the City Council to reject this misguided proposed legislation.

Thank you for your consideration of our comments.

Respectfully submitted,

Andrew Rigie
Executive Director
NYC Hospitality Alliance

10 REASONS TO TELL THE CITY COUNCIL TO SAY “NO” TO

INT.813

THE BIGGER FEES FOR BIG DELIVERY BILL

This law is a handout to BIG DELIVERY! It will gut the fee cap so BIG DELIVERY COMPANIES can again charge BIG so-called “marketing fees” to local restaurants with no new protections to stop exploitation of these small businesses!

1. **BIG 3rd PARTY DELIVERY COMPANIES** exploited restaurants for years by charging them bogus fees for services they didn't offer, listed them on their apps without permission, created secondary websites and phone numbers for restaurants so they could take more fees and steal their customers. Don't trust them now!
2. **BIG 3rd PARTY DELIVERY COMPANIES** are being sued by governments, restaurants, customers, and their investors around the country for breaking local laws, violating antitrust laws, and more, which hurt restaurants, deliveristas, and customers. **Why is the NYC Council deregulating BIG DELIVERY COMPANIES???**
3. **BIG 3rd PARTY DELIVERY COMPANIES** want to gut the fee cap law, so they can keep increasing the BIG fees they charge restaurants and compel them to pay because of their power and market domination. If restaurants do not pay the higher fee, their delivery sales will decrease. Big 3rd Delivery Companies need to get their hands out of the pockets of Small Businesses and charge reasonable fees.
4. **BIG 3rd PARTY DELIVERY COMPANIES** want to charge small restaurants BIG so-called marketing fees on repeat and direct customer orders that weren't the result of restaurants paying them higher so-called marketing fees. It makes no sense! Big 3rd party delivery companies purchase advertisements on Google above restaurants' own websites and within their organic search listings, so they can steal their direct customers and take big fees. Seriously, why should restaurants pay higher fees to 3rd party delivery companies that then use the money to steal the restaurants' own customers and charge them even more fees???
5. **BIG 3rd PARTY DELIVERY COMPANIES** know the fee cap levels the playing field, but they still mislead government officials and restaurants and say they want gut the fee cap so small restaurants can pay them more money for so-called “marketing” to get more business. The truth is that big international restaurant chains will better afford the higher fees, they have money to buy more advertising and have leverage to negotiate discounted rates, while small restaurants will have to pay ever-increasing fees to just try and keep up.

6. **BIG 3rd PARTY DELIVERY COMPANIES** say they want to charge per order fees to restaurants for extra “marketing” services, so they don’t have to pay upfront, but they also want to keep charging those high fees long after the restaurants paid for that service! Plus, we know their history of charging restaurants fees for services they didn’t even provide!
7. **BIG 3rd PARTY DELIVERY COMPANIES** are suing the City of New York to overturn the fee cap law and other laws the City Council passed to rein in their bad business practices, so the City Council should not negotiate with the same companies suing them! Terrible precedent this sets!
8. **BIG 3rd PARTY DELIVERY COMPANIES** are suing to overturn a law so they don’t have to share a restaurants own customer information with them. We must tear down this digital divide! Don’t let these big corporations continue to steal customers from local restaurants. Let restaurants nurture their relationships with their own customers so they can offer them direct deals and offers.
9. **BIG 3rd PARTY DELIVERY COMPANIES** want to be deregulated so they can control and manipulate the delivery marketplace to profit, while restaurants struggle. If so few companies with so much power didn’t dominate the delivery marketplace, there wouldn’t have been the impetus for the fee cap in the first place.
10. **BIG 3rd PARTY DELIVERY COMPANIES** requested that the fee cap law include a provision requiring the City of New York to publish a report on the impact of the fee cap. The report would help lawmakers determine if it should remain in effect, be modified, or removed. That report is due this September of 2023. Yet, they still decided to sue the City of New York to eliminate the cap and are lobbying the City Council to gut the fee cap before their requested report is even published. Seriously, how can you trust or negotiate under these terms? What is the report going to say that they don’t want you to hear???

**10 REASONS TO TELL THE CITY COUNCIL TO SAY “NO” TO
INT.813**

THE BIGGER FEES FOR BIG DELIVERY BILL

[DC sues Grubhub for allegedly employing deceptive practices](#)

[Grubhub to pay \\$3.5M in D.C. lawsuit alleging hidden fees](#)

[Chicago Inks \\$10M Settlement In Uber Eats Probe](#)

[Grubhub, Uber Eats, Postmates must face diners' lawsuit over U.S. restaurant prices](#)

[Grubhub threatened with legislative action if it doesn't fix phone order issues](#)

[Chicago sues DoorDash, Grubhub for allegedly deceiving customers](#)

['Outraged': NYC restaurants blast Grubhub over 'phony' lobbying push](#)

[GrubHub overcharged fees to Mass. restaurants](#)

[D.C. Restaurants Hit With Higher Delivery App Fees After Mandated Cap Expires](#)

[Robbins Geller Gets \\$12.6M Fee In Grubhub Suit](#)

[Grubhub hasn't refunded majority of restaurants for bogus fees](#)

[Grubhub charging us even when our customers don't order: restaurant owners](#)

[Grubhub's free lunch fiasco still costing restaurants money](#)

[Lawsuit prompts Grubhub to add disclosures about hidden fees](#)

[Grubhub made over 30K websites disguised as restaurant homepages](#)

[GrubHub extends refunds for fake fees amid pressure from Schumer](#)

[State regulator says Grubhub's stiff fees could be illegal](#)

[Doordash steals money from small businesses](#)

[We Sued Grubhub to Protect Residents & Local Restaurants From Harmful and Deceptive Business Practices](#)

[Grubhub settles lawsuit with Pennsylvania over price transparency](#)

[Grubhub Sued for Alleged 'Deceptive Practices' and Prices During Pandemic](#)

[Grubhub Faces Lawsuit for Adding 150,00 Restaurants to Platform Without Permission](#)



DC sues Grubhub for allegedly employing deceptive practices



By [Brian Fung](#), CNN Business

Updated 12:50 PM EDT, Tue March 22, 2022

WashingtonCNN Business —

The attorney general of Washington, D.C. announced Monday he is suing Grubhub, alleging that the company harmed consumers during the pandemic by charging hidden fees and by misleading consumers about them using so-called “dark patterns” — along with a battery of other claims.

The food-delivery service, which grew in prominence over the pandemic as in-person dining shifted to takeout and delivery orders, said in response Monday that the company supports DC restaurants and has sought to work with Racine’s office over the past year to address its concerns.

“We are disappointed they have moved forward with this lawsuit because our practices have always complied with DC law,” a Grubhub spokesperson told CNN. “Many of the practices at issue have been discontinued. We will aggressively defend our business in court and look forward to continuing to serve DC restaurants and diners.”

In his Monday [complaint](#) filed in DC Superior Court, Attorney General Karl Racine alleged that Grubhub has violated the District’s consumer protection laws and is not

transparent about the fees it charges users, saying the company does not display additional service fees in the way it prominently displays delivery fees.

“Until recently, Grubhub further obscured these additional fees by grouping them with taxes at checkout,” Racine’s office alleged in a statement. “This practice constitutes a ‘dark pattern’ — a design feature that deceives, coerces, or manipulates consumers into making choices that are either not what they intended, or not in their best interests.”

Racine’s suit claims Grubhub’s advertising is misleading by presenting free online orders and delivery as a universal feature, when only a subset of customers are actually eligible, according to the complaint.

The DC government also claims that Grubhub harmed restaurant owners with a pandemic-related promotion created for the purported benefit of local restaurants, but which instead allegedly “passed most of the costs of the discounts along to the already-struggling restaurants” while still requiring the restaurants to pay their normal, full commission on orders under the promotion.

And Grubhub allegedly took a number of misleading steps at various times to drive traffic to its platform, the complaint alleges, including by listing restaurants on its site without consent, creating non-official phone numbers for restaurants in a bid to generate more Grubhub orders and creating non-official websites for restaurants that routed visitors to Grubhub.

Racine’s complaint seeks a jury trial and restitution and civil penalties against the company.

Grubhub to pay \$3.5M in D.C. lawsuit alleging hidden fees

The settlement includes \$2.7 million for affected customers. Grubhub will also change how it communicates fees in its app.

By Joe Guskowski on Jan. 03, 2023

Grubhub will pay \$3.5 million to settle a lawsuit filed by the District of Columbia alleging it deceived customers with hidden fees and other practices.

\$2.7 million of the settlement amount will go to affected customers. The delivery company will also have to change how it communicates fees in its app.

The suit filed in March listed eight Grubhub policies that the District said misled customers and violated consumer protection law.

They included obscuring some charges like service fees and small-order fees and advertising free delivery with a Grubhub+ subscription, even though members still have to pay a service fee on every order.

“Grubhub used every trick in the book to manipulate customers into paying far more than they owed,” said D.C. Attorney General Karl Racine in a statement last week. “Grubhub’s hidden fees and misleading marketing tactics were designed to get the company an extra buck at the expense of D.C. residents—but we’re not letting them get away with it.”

As part of the settlement, Grubhub agreed to do the following to create more transparency around fees:

- Prominently disclose to customers that additional fees may apply at checkout. (The company is adding a “fees” link detailing its various extra charges.)
- List each fee separately at checkout as described under the D.C. Fair Meals Delivery Act.
- Stop advertising that Grubhub+ users get free delivery without noting that additional fees may apply.
- Note that menu prices may be higher on the app than at the restaurant itself.
- Shut down Grubhub-operated microsites for D.C. restaurants or transfer ownership to the restaurant.

In addition to those changes, Grubhub is also now **identifying non-partnered restaurants**, which are restaurants that don’t have contracts with the company but that it has nonetheless created a listing for in its marketplace.

“We agreed to this settlement to put this litigation behind us and continue moving our business forward,” a Grubhub spokesperson said in a statement. “We remain committed to providing transparency throughout the ordering process for our diners and restaurant partners.”

The \$3.5 million settlement includes an \$800,000 civil penalty to the District, \$200,000 in restitution to former account holders and \$2.5 million to current account holders.

The \$2.5 million will be distributed this month in the form of a Grubhub credit of \$4.50, \$7 or \$10 depending on a customer’s order history and frequency. If a customer doesn’t use the credit within 90 days, they’ll get a check for the amount.

The settlement comes less than a month after **Uber Eats said it would pay \$10 million** to end an investigation by the city of Chicago that

found it listed restaurants without their consent and violated the city's delivery fee cap.

They are part of an ongoing battle between delivery companies and local governments seeking to regulate them.



Chicago Inks \$10M Settlement In Uber Eats Probe

By [Joyce Hanson](#) · [Listen to article](#)

Law360 (December 5, 2022, 7:08 PM EST) -- Chicago has finally signed a \$10 million settlement with Uber Eats and Postmates to resolve the city's investigation into purported misconduct by the meal delivery platforms during the pandemic, saying Monday that the deal closes a two-year probe into the apps' practice of listing restaurants without their consent.

The city's probe stemmed from the unwanted listings of Chicago restaurants on the apps owned by San Francisco-based [Uber Technologies Inc.](#), according to Mayor Lori Lightfoot's office. The city said Uber Eats and Postmates also violated Chicago's emergency fee cap ordinance during the COVID-19 pandemic and engaged in other advertising-related misconduct.

"The city contends that Uber charged food dispensing establishments in excess of 15% of these businesses' monthly net sales earned through its third-party food delivery services, in violation of the city's emergency fee cap ordinances," according to the 12-page settlement signed in November by Sarfraz Maredia, Uber Technologies' vice president of delivery at Uber Eats, and Stephen J. Kane, deputy corporation counsel for Chicago.

Betsy A. Miller, a [Cohen Milstein Sellers & Toll PLLC](#) lawyer who represented Chicago in the matter, told Law360 on Monday that Chicago in 2021 began to receive a variety of complaints from restaurants about the Uber Eats, Postmates, Grubhub and [DoorDash](#) delivery apps. The restaurants complained that the apps' commissions were too high, that eateries were being listed without permission, and that the apps were engaged in deceptive pricing on their platforms.

"During the pandemic in Chicago, half of the city's 7,500 registered restaurants closed at some point," Miller said. "Consumers needed to get their food, restaurants were trying to provide it, and this technology was in some ways making it possible, but restaurants also were reporting significant concerns of potential misrepresentations and unfair business practices. All companies have a right to try to form a business model in a safe, honest and fair marketplace and see if it works. But when the city began investigating, what it found was a variety of potential violations of its consumer protection laws."

The city reached out to all three companies about the possibility of resolution without litigation, but it was only with Uber that settlement talks proved fruitful, Miller said.

Separate suits [Chicago filed against GrubHub](#) and DoorDash in August 2021 remain pending. They accuse those food-delivery platforms of using deceptive practices to fool customers into paying higher prices, claiming that the companies violated the city's municipal code by advertising order and delivery services from restaurants without their consent, engaging in bait-and-switch tactics by jacking up prices at the end of a delivery, and advertising menu prices higher than if a customer ordered directly from the restaurant.

The federal court now presiding over Chicago's suit against DoorDash has denied DoorDash's motion to dismiss, and the parties are currently engaged in the discovery process. Meanwhile, the state court presiding over the city's suit against Grubhub denied part of Grubhub's motion to dismiss and requested supplemental briefing on another aspect of Grubhub's motion. The parties completed the supplemental briefing and will appear for a hearing on Dec. 13.

Lightfoot said in a statement that the Uber settlement reflects Chicago's commitment to a fair marketplace that protects businesses and consumers from illegal activity.

"Chicago's restaurant owners and workers work diligently to build their reputations and serve our residents and visitors," the mayor said. "That's why our hospitality industry is so critical to our economy, and it only works when there is transparency and fair pricing. There is no room for deceptive and unfair practices."

The city asserts in the settlement agreement that Uber deceptively advertised that Eats Pass and Postmates Unlimited subscribers would receive "free delivery" or "\$0 delivery fees," and that it deceptively advertised that certain merchants were "exclusive to" or "only on" the platforms.

In addition, Uber allegedly linked its platforms to the "Order" buttons on merchants' business listings on [Google Search](#) and Google Maps without adequate disclosure to consumers and without the merchants' consent, the settlement said.

Uber denies the city's contentions, according to the settlement.

"Uber maintains that Uber accurately advertised merchants as 'exclusive to' or 'only on' the platforms where merchants expressly agreed to be exclusive on the platforms; and ... Uber states on information and belief that Google LLC controlled whether the platforms were linked to the Order buttons in the merchants' Google business listing," the settlement said.

Ultimately, following the city's June 28, 2021, cease-and-desist demand, Uber completed the removal of unaffiliated Chicago merchants listed on its platforms and agreed not to list any unaffiliated merchants without written consent in the future, according to the settlement.

The \$10 million deal includes Uber's \$3.33 million payment to Chicago in September 2021 after the city discovered the fee-capping misconduct, a new payment of \$2.25 million to

restaurants that were charged commissions above the limits set by the city's emergency fee cap, \$2.5 million in commission waivers to restaurants listed without their consent, and a \$1.5 million payment to cover the city's investigation costs and fees.

A spokesperson for Uber said the tech giant is "really pleased" to have found an outcome that worked for restaurants and the city.

"We are committed to supporting Uber Eats restaurant partners in Chicago and are pleased to put this matter behind us," the spokesperson said in a statement.

The city in the Uber matter is represented in-house by Stephen J. Kane and Peter Cavanaugh, and by Betsy A. Miller, Peter Ketcham-Colwill and Johanna M. Hickman of Cohen Milstein Sellers & Toll PLLC.

Counsel information for Uber was unavailable Monday.



Grubhub, Uber Eats, Postmates must face diners' lawsuit over U.S. restaurant prices

By [Jonathan Stempel](#)

NEW YORK, March 30 (Reuters) - A U.S. judge on Wednesday said Grubhub, Uber Eats and Postmates must face an antitrust lawsuit by diners who accused them of driving up menu prices by exploiting their dominance in meal deliveries during the COVID-19 pandemic.

U.S. District Judge Lewis Kaplan in Manhattan said it was reasonable to infer that requiring restaurants to accept "no-price competition clauses" left them with "no choice but to raise prices" regardless of where diners ordered meals.

He also said diners plausibly alleged that Grubhub and Uber Eats' more restrictive clauses discouraged restaurants from using other platforms, despite their need to generate enough sales to stay afloat and offset low profit margins.

"Defendants' motion to dismiss is denied in its entirety," Kaplan wrote.

Diners claimed that the no-price competition clauses barred restaurants from charging lower prices for dining in or ordering

takeout, while Grubhub and Uber Eats also forbade restaurants from charging less to customers who ordered on rival platforms.

They said the harm from inflated meal prices was compounded by "supracompetitive" 5% to 10% delivery fees charged to diners and 30% commission rates often charged to restaurants.

The proposed class action sought triple and other damages for dine-in and delivery customers in the United States since April 2016.

Grubhub, owned by Netherlands-based Just Eat Takeaway.com ([TKWY.AS](#)), said it was disappointed with the decision and will continue defending its dining-related services.

Uber Eats and Postmates, both owned by Uber Technologies Inc ([UBER.N](#)), did not immediately respond to requests for comment. Lawyers for the diners said they were pleased with the decision.

The practices of delivery companies faced increased scrutiny after the pandemic forced tens of thousands of restaurants to close and many more to temporarily shut their dining rooms.

Grubhub, Uber Eats and rival DoorDash Inc ([DASH.N](#)) have also sued to overturn a New York City law capping the fees they charge restaurants at 15%, while Grubhub and DoorDash are challenging a similar law in San Francisco. [read more](#)

The case is Davitashvili et al v Grubhub Inc et al, U.S. District Court, Southern District of New York, No. 20-03000.

Grubhub threatened with legislative action if it doesn't fix phone order issues

Published Nov. 14, 2019

By Alicia Kelso

Contributing Reporter

Dive Brief:

- Grubhub will create a new third-party task force to review the way it charges restaurant partners for phone orders, according to Crain's New York.
- The move comes after the New York City Council sent a letter to Grubhub CEO Matt Maloney threatening to pursue legislation if restaurant complaints weren't addressed.
- The company's task force will provide recommendations within 60 days on how to address the complaints and better communicate with restaurant partners.

Dive Insight:

Complaints about Grubhub's phone policy started emerging in the spring. The New York Post reported that restaurants were being charged between \$4 and \$9 for phone calls from Grubhub channels even if those calls didn't result in sales. In other words, restaurants were being charged Grubhub's fees even if a customer was just calling to find out operating hours.

In response to this criticism, Grubhub launched a three-point plan in August that included an extension of its look-back period for restaurants, enabling them to review all phone orders within 120 days, from 60 days. This provided restaurants with more time to notify the company for a refund if a charge was issued. Grubhub also said it would launch a new website to make it easier for restaurants to request direct control of any URLs registered as part of their contract with the delivery platform and that it would hold roundtable events to foster direct conversation with restaurant partners.

But the City Council's letter seems to indicate that the extension hasn't rectified these issues and that complaints from restaurants are still coming in. Indeed, the City Council argues that refunds should be issued for such charges regardless of how much time has passed. Grubhub has defended its timeframe, however, noting that it protects consumer privacy and data.

The biggest question is whether or not a task force will be effective in managing Grubhub's ongoing complaints about erroneous phone charges. Hiring a third-party vendor to examine these issues could help restore some trust. Grubhub said it uses an algorithm to flag unfair charges, but with these issues continuing to linger, its system may require human oversight.

This marks one of many issues the company has had to overcome this year. Grubhub has also been accused of price-gouging its restaurant partners and registering web domains that mimic local restaurant websites, for example. In July, Senator Chuck Schumer called for a federal investigation into the company.

Andrew Rigie, executive director of the NYC Hospitality Alliance, told Crain's, "It's troubling that time and time again Grubhub has to face government intervention to do the right thing by their restaurant customers."

Combined, these issues add up, and Grubhub will have to find solutions for all of them to maintain trust from its restaurant partners. Without that trust, the company will have a harder time competing in the intensifying delivery space.

Grubhub itself has acknowledged that competitive environment. The company's stock value dropped more than 30% in October after weak Q3 results and a transparent letter from Maloney noting that "the easy wins in the market are disappearing a little more quickly than we thought." It's clear that Grubhub could use some tailwinds, and fixing its fundamentals such as this lingering phone issue could be a start.



TECH

Chicago sues DoorDash, Grubhub for allegedly deceiving customers

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Lauren Feiner@LAUREN_FEINER

KEY POINTS

The City of Chicago filed two sweeping lawsuits against DoorDash and Grubhub for allegedly deceiving customers and using unfair business practices.

The suits echo longstanding claims from restaurants on the platforms.

The DoorDash complaint also alleges deceptive tipping practices previously charged and settled by the D.C. attorney general.

The City of Chicago [filed two sweeping lawsuits](#) against [DoorDash](#) and [Grubhub](#) for allegedly deceiving customers and using unfair business practices.

The suits echo longstanding claims from restaurant owners that the platforms advertise delivery services for their businesses without their consent and conceal lower prices that restaurants offer directly to customers outside of the platforms.

The city also claims both platforms use a “bait-and-switch” method to attract customers with low delivery fees, only to charge additional ones when they are about to place their order.

In separate statements, both DoorDash and Grubhub called the lawsuits “baseless.”

A DoorDash spokesperson said the company “has stood with the City of Chicago throughout the pandemic, waiving fees for restaurants, providing \$500,000 in direct grants, creating strong earning opportunities, and delivering food and other necessities to communities in need.”

In November, DoorDash stopped adding new restaurants that it doesn’t have agreements with to its app. It also said it will remove restaurants that don’t want to be listed within 48 hours of being notified.

Grubhub similarly says it removes listing for non-partner restaurants when asked. It said only a small percentage of such businesses have requested removal. The company said its contracts require restaurants to offer customers at least as favorable prices on its platform as available elsewhere, contrary to the city’s assertion that it conceals lower prices off the platform.

“Every single allegation is categorically wrong and we will aggressively defend our business practices,” a Grubhub spokesperson said in a statement. “We look forward to responding in court and are confident we will prevail.”

The city is seeking to end the alleged misconduct by mandating more transparency, civil penalties and restitution for consumers and restaurants hurt by the alleged practices.

The suits include additional claims specific to each company.

The city alleged that Grubhub deceptively shared telephone numbers for customers to connect with restaurants, but would charge the restaurants a commission for calls placed through those numbers, even when they didn't result in an order. The city also claimed Grubhub made "imposter websites" for restaurants to unexpectedly lure customers to its own platform.

Grubhub has maintained that its creation of sites for restaurants does not violate laws, though it has ended the practice. The company also [changed its phone routing system](#) on Aug. 23 so that calls from customers seeking answers from restaurants not about an existing order will be sent directly to those businesses at no cost.

The suit claims Grubhub's marketing campaigns promoting local restaurants during the pandemic were deceptive, while it allegedly forced restaurants to extend their contracts and cover promotion costs. It also alleged Grubhub violated Chicago's [15% emergency cap](#) on commissions that delivery platforms could take from restaurants.

Grubhub denied violating Chicago's emergency commission cap and denied that its pandemic campaign was deceptive. The company said more than \$500,000 that it raised in the campaign went to Chicago restaurants.

The city claimed DoorDash misled customers about how their tips for drivers would be used. This issue has been the subject of a separate lawsuit from the attorney general of the District of Columbia. DoorDash has said it changed its

tipping method prior to the D.C. attorney general's suit. It reached a [\\$2.5 million settlement](#) with his office in November over those claims.

Chicago also alleged DoorDash misleadingly labeled a \$1.50 fee placed on every order as a "Chicago Fee." The city claimed this wrongly implied the fee was required by or paid to Chicago rather than DoorDash.



‘Outraged’: NYC restaurants blast Grubhub over ‘phony’ lobbying push

By [Lisa Fickenscher](#)

February 8, 2023 7:05pm

Several Big Apple restaurant owners were named without their knowledge in a letter sent to local politicians by Grubhub in a lobbying push to amend a law that limits what food delivery companies can charge the eateries, The Post has learned.

One of the missives sent last month to City Council member Carmen De La Rosa named 23 businesses in her Washington Heights district.

However, at least seven of the restaurant owners did not know anything about the letter until it was brought to their attention by the New York State Latino Restaurant, Bar and Lounge Association, multiple owners told The Post.

The letter also named people who did not own the restaurants.

“This is obviously an attempt to use us without our consent to push through legislation,” said Gus Anton, owner of The Park View restaurant at 219 Dyckman St. “I was outraged by the letter,” which listed Pedro Reyes – who is unknown to Anton – as a representative of the 50-seat eatery that serves sandwiches, salads and pastries.

Sandra Jaquez, owner of Sa’tacos at 231 Dyckman St., was similarly shocked to learn that her restaurant was a signatory and represented by Matteo Costa.

“I have no idea who Matteo Costa is,” Jaquez said. “I never agreed to the letter and I’m not for this [legislation],” she added.

Five other restaurant owners – Marisco Centro, Grito Mexican Grill, Burgos, Amore Cafe and Malecon Restaurant – also did not consent to being listed on the letter, according to Jeffrey Garcia, president of the Latino Restaurant, Bar and Lounge Association.

“Any document they put out now has to be questioned because of these discrepancies we found,” Garcia said.

De La Rosa was unavailable for comment her spokesperson, Fraynette Familia, said.

The identical form letter was sent to other City Council members listing restaurants in their districts, according to one Council member, who did not want to be identified, but confirmed that it was sent by a Grubhub lobbyist.

A Grubhub spokesman declined to comment about the letter when reached by The Post on Wednesday.

The letter is the latest skirmish in a [pitched lobbying battle](#) between the food delivery companies and restaurant trade groups, who are fighting to keep the fee cap on the books as the City Council prepares for hearings on the issue.

In 2021, legislators passed the fee cap, which restricts the industry from charging restaurants more than 20% per takeout order. The law allows the industry to charge 15% for delivery and 5% for other fees such as marketing.

The food delivery companies are backing a bill introduced last November that would loosen the fee cap.

“Groups working on behalf of big restaurants have consistently misled members of the industry about this legislation,” the Grubhub rep told The Post. “To-date, more than 500 representatives from restaurants across the five boroughs have voiced their support for this common sense change to make their own marketing decisions and better compete

with big brands. And it's encouraging that more than half the City Council has co-sponsored this bill to empower small, locally-owned businesses.”

The City Council has not set a date for a future hearing on the issue.

Grubhub, Doordash and UberEats are also [suing the city](#) to overturn the 2021 law, [which was implemented in 2020](#) to help restaurants weather the pandemic.

A growing number of 26 Council members, including Marjorie Velazquez (D-Bronx), Eric Dinowitz (D-Bronx) and Vicke Paladino (R-Queens) support amending the law – alarming a large contingent of restaurants who don't want to reverse the fee cap.

On Tuesday, the owners and operators of some 900 restaurants delivered a letter to the City Council entitled “Say No To The Bigger Fees For The Big Delivery Bill.”

“There is an aggressive lobbying campaign alleging there is a grassroots campaign to get rid of the fee cap from restaurants and community groups,” according to the letter, which was shared with The Post. “However it is being funded and coordinated by a major delivery company that stands to benefit greatly.”

The letter was spearheaded by the NYC Hospitality Alliance and the Latino Restaurant Bar and Lounge Association, which represent more than 4,000 eateries in the city.

March 22, 2023

GrubHub overcharged fees to Mass. restaurants

By [Kevin Koczvara](#)

Suffolk County Superior Court has ruled food delivery service platform Grubhub Holdings Inc. illegally overcharged fees to Massachusetts restaurants, which was in violation of the state's statutory fee cap implemented during the COVID-19 public health emergency.

The ruling from March 16 was announced by Massachusetts Attorney General Andrea Campbell's office, which sued GrubHub in July 2021 for violating the Commonwealth's consumer protection act. The AG's office was seeking refunds for restaurants.

The lawsuit against GrubHub remains active and ongoing.

"I am proud of the team and this thoughtful ruling which found that Grubhub illegally overcharged Massachusetts' restaurants as they struggled to stay afloat during the pandemic," Campbell said in a March 16 press release. "We look forward to continuing with our case to hold the

company accountable and refund restaurants for the fees they were illegally charged.”

Grubhub is a delivery service platform where customers order food from restaurants for delivery or pickup. Restaurants contract with Grubhub to use its services. Grubhub was founded in 2004 and is part of the Dutch multinational company Just Eat Takeaway.com N.V., which [acquired the company for \\$7.3 billion](#).

The lawsuit alleges Grubhub violated a provision of the state’s economic development legislation, prohibiting Grubhub and other third-party delivery service platforms from charging fees to restaurants exceeding 15% of an order’s menu price. The fee cap came into effect on Jan. 14, 2021, and remained in place until June 15, 2021, when the state of emergency in Massachusetts was lifted. The lawsuit alleges Grubhub charged fees in excess of 18% of the order’s menu price. Grubhub opposed the lawsuit, arguing it had not violated the emergency law and, if it had violated the law, the law was unconstitutional.

The attorney general’s office sent letters to Grubhub and other online food delivery service platforms to remind them about the fee cap in February 2021. The attorney general then sent a cease and desist letter to Grubhub in May 2021, demanding the company stop charging fees in excess of 15% of the purchase price of the online order, which was in violation of the law.



MAR 17, 2023 1:58 PM

D.C. Restaurants Hit With Higher Delivery App Fees After Mandated Cap Expires

Amanda Michelle Gomez

D.C.'s blunt 15% cap on fees that third-party delivery companies like DoorDash, Grubhub, and Uber Eats can charge restaurants per online order eased this month. Now, the city's bars and restaurants are getting notices of increased commission fees, anywhere between 25% and 55%, if they want to keep their similar service. Food delivery companies are offering basic plans with a 15% commission fee, but restaurant owners see those barely as an option.

In May 2020, during the height of the pandemic, D.C. [became one of several cities](#) across the country to cap food delivery commission fees at 15%. The D.C. Council reasoned that restaurants were relying on delivery and takeout to stay afloat but had their online ordering profit eaten up by commissions. Delivery companies opposed the cap, [arguing](#) that it would result in higher fees for customers and decreased distance of deliveries. The Council did require companies to disclose fees to patrons in the legislation that ultimately passed and became law. Councilmembers continued to extend the cap throughout the pandemic, until recently.

Last December, the Council [unanimously passed](#) a bill that eased the blunt cap. Ward 6 Councilmember Charles Allen, [one of the co-sponsors of the new law, the Fair Meals Delivery Act](#), explained in an email to DCist/WAMU that they sought to limit the delivery fees from companies to 15%, but allows them to charge restaurants a higher amount if they provide additional services.

But the 15% service option is loosely defined in D.C. law. A restaurant needs to be discoverable on the company's platforms for deliveries. Companies also are required to notify all restaurants that have an existing agreement of the option within 30 days of the effective date of the law. The law kicked [in on March 10](#).

Pie Shop owner Sandra Basanti received emails from DoorDash and Uber Eats on Thursday, notifying her that the companies will reinstate rates higher than 15% unless she downgrades to a basic plan. Changes are expected to occur on March 16.

"I'm so confused. It's convoluted, not surprisingly," said Basanti as she tried to make sense of the email and new plan options.

The email from DoorDash, which Basanti shared with DCist/WAMU, says the company will reinstate Pie Shop's previous "Classic commission rate of 55%," "pickup commission rate of 15%," and "DashPass rate of 26%, where applicable". DoorDash justified the changes by citing the new D.C. law.

In a screenshot that she shared with WAMU/DCist, DoorDash explains that the basic plan option with a 15% delivery commission rate effectively reaches fewer customers and has a smaller delivery area, although it's unclear by how much as the provided information is vague. The other listed options take a 25% and 30% commission rate, but reach "high value customers" and accept 20 orders per month or pay zero commissions.

Basanti told DCist/WAMU that she never enrolled Pie Shop in a delivery plan where commission is 55%. She can't afford that, so is reviewing DoorDash's options.

Uber Eats, meanwhile, told Basanti that she'll face 25% commission fees for services, which reflected her business's pre-pandemic rates "soon." The lowest cost plan of 15% limits the number of people who will see the restaurant on the app because customers could only see a business when they search for it by name, according to the email shared with DCist/WAMU.

"Every week, there's something. We have to 'pivot,'" Basanti told DCist/WAMU. "If we didn't get the memo or we weren't paying attention for one week, then it could result in us being slapped with fines or having to pay hefty commission charges or whatever it is."

Restaurant owners tell DCist/WAMU that the price hikes sting as they are still recovering from the pandemic. They're also reeling from other industry changes. For example, bar and restaurant owners also anticipate increased labor costs after D.C. voters passed Initiative 82 last November. That ballot measure gradually phases out tipped minimum wage, meaning tipped food service workers will gradually earn more until 2027, when they'll start to earn the city's full minimum wage, instead of relying on tips.

An Uber spokesperson tells DCist/WAMU that the company is giving D.C. restaurants until April 16th to prepare for the change or select another option.

"We recognize that the District's restaurant industry is continuing to grapple with increasing costs, including new costs associated with Initiative 82. That is why we did not immediately revert merchants back to their pre-pandemic commissions once the law went into effect," the spokesperson says via email. "We are fully transparent about our pricing, which is why all of our plans can be easily found on our website. It is not our business practice to charge merchants egregious fees, especially so soon after the change in the law. We

want to do right by our restaurant partners and hope we can continue to work with them on how we can best meet their needs.”

The spokesperson also says that plans with fees higher than 15% account for the costs associated with additional marketing.

A DoorDash spokesperson says the company notified D.C. restaurants it partners with on March 2, explaining that the city’s commission cap would lift on March 16 and that they would be reverted to pre-pandemic rates unless restaurant owners selected a different plan. The spokesperson clarified that restaurants would not be charged commission rates that were higher than 30% for local delivery or 6% for pickup. There is an option for nationwide shipping, and those commission fees are greater because of higher shipping costs.

In April 2021, DoorDash [introduced](#) tiered plans around the country, but D.C. restaurants were exempted because of the city’s blunt 15% cap. Prior to the pandemic, [delivery companies typically charged 30% commission fees](#) for each patron’s order.

“We offer a range of partnership options for local restaurant partners to provide choice, flexibility, and transparency while empowering them to select a commission rate that works for them — including as low as 15% for delivery,” says the DoorDash spokesperson via email.

Basanti said she had no correspondence from DoorDash prior to March 16. Neither did restaurant owner Chris Svetlik, who said he only got an email from DoorDash on Thursday for Hill East Burger and not his other spot, Republic Cantina. The email says he’ll be charged a “Classic commission rate of 30%” and “DashPass rate of 30%, where applicable.”

“I knew it was coming,” Svetlik told DCist/WAMU. “This tiered model is where the delivery companies want to go, giving the perception of choice and

giving a legally-mandated 15% for services tier that I anticipate will be extremely unattractive for a restaurant to sign up.”

Svetlik said he’ll crunch the numbers to determine what plan to get, but ultimately will have to make a judgment call. [Svetlik and other local restaurant owners banded together](#) to try and get the Council to make the 15% cap on delivery fees permanent, [like New York City](#). They argued that small businesses are still struggling, with many of them owing back rent. They also faced historic costs for ingredients and dry goods. San Francisco, the first city to impose a blunt cap, [reached a compromise with delivery companies](#) and mirrors D.C.’s new law.

“It really felt like it was just us kind of screaming this into a void,” said Svetlik, adding that they struggled to get the local restaurant association to take up the issue. “So in the end it felt like we landed on a solution which was very favorable to the delivery apps.”

After learning about Pie Shop’s experience with DoorDash, [which also circulated social media](#), Councilmember Charles Allen said in email to DCist/WAMU: “What’s happening is not meeting the spirit or intent of the law. It appears that big out-of-state tech corporations are using their leverage to coerce small, locally-owned restaurants into paying more without getting anything in return. It’s time to close this loophole and protect our neighborhood businesses.”

At Large Councilmember Kenyan McDuffie, another co-sponsor of the Fair Meals Delivery Act, says he’s aware of reports that DoorDash has implemented a new policy that appears to violate the spirit and intent of the law. “The 15% fee cap was intended to ensure that our local restaurant operators are not burdened by exorbitant fees, especially as they continue to recover from the pandemic,” he says in a statement. “I have reached out to DoorDash to express my deep concern about this new policy and demand that

the company immediately clarify its food delivery policy for local restaurants to ensure its compliance with District law.”

Former Councilmember Mary Cheh of Ward 3, who tried to amend the new law, [warned](#) it would create a “race to the bottom” scenario, with 15% fee plans turning into a “sham offering.”

The city’s Office of the Attorney General, meanwhile, says as long as the fees are clearly disclosed to restaurants, they don’t have any authority under local consumer protection law to go after companies because those fees are high.

This post has been updated to include comment from At Large Councilmember Kenyan McDuffie and D.C.’s Office of the Attorney General.



Robbins Geller Gets \$12.6M Fee In Grubhub Suit

By [Emilie Ruscoe](#) · [Listen to article](#)

Law360 (January 13, 2023, 9:05 PM EST) -- [Robbins Geller Rudman & Dowd LLP](#) attorneys can collect a \$12.6 million fee for their work representing a class of [Grubhub Inc.](#) investors in a case alleging the takeout delivery company misrepresented its growth, a federal judge in Chicago has determined.

In a Thursday order, U.S. District Judge Matthew F. Kennelly said the Robbins Geller team can receive 30% of the \$42 million settlement it brokered on behalf of those who purchased Grubhub shares between April and October 2019.

Judge Kennelly called the requested sum "fair and reasonable," noting it was comparable to the fees awarded in similar cases in the Seventh Circuit.

"Lead counsel has conducted the litigation and achieved the settlement with skill, perseverance and diligent advocacy and is highly experienced in the field of securities class action litigation," Judge Kennelly said Thursday.

The judge also said the plaintiffs' counsel could have nearly \$237,000 to reimburse their litigation expenses and that the institutional investors that served together as lead plaintiff in the action — the City of Pontiac Reestablished General Employees' Retirement System and

the City of Pontiac Police & Fire Retirement System — could each receive \$1,000 for their work on the case.

Robbins Geller asked for the multimillion-dollar fee in December, [telling](#) Judge Kennelly that the settlement reflects the firm's "experience, reputation and skill in prosecuting securities class actions."

The parties [asked](#) for preliminary approval of the settlement in October, telling the court they had accepted a mediator's settlement proposal five months after commencing mediation.

In an October memo, the Robbins Geller team said the settlement was "highly favorable" to the class.

In the latest version of the suit, from July 2020, the investors said that trading prices for Grubhub shares fell by 43% in October 2019 when the company announced disappointing financial results and lowered its earnings guidance for the coming year in connection with acknowledgments about the company's struggles to attract new, loyal customers.

According to the investors, Grubhub said at the time that the disappointing numbers owed to the fact that new customers it had managed to attract via a major increase to its marketing spending "were not driving as many orders as we expected."

In a Friday email, Jim Barz, an attorney for the investors, told Law360, "We are pleased that the court approved the settlement and we were able to get a great result for the class."

A spokesperson for Grubhub said, "We are satisfied that we reached a settlement to put this matter to rest."

The City of Pontiac Reestablished General Employees' Retirement System and City of Pontiac Police & Fire Retirement System are represented by James E. Barz, Frank A.

Richter, Robert J. Robbins, Bailie L. Heikkinen, Theodore J. Pintar and Brian E. Cochran of Robbins Geller Rudman & Dowd LLP.

The defendants are represented by Sandra C. Goldstein PC, Stefan Atkinson PC, Mary T. Reale, Lindsey Edinger, John F. Hartmann PC and Madelyn A. Morris of [Kirkland & Ellis LLP](#).

The case is Azar v. Grubhub Inc. et al., case number [1:19-cv-07665](#), in the U.S. District Court for the Eastern District of Illinois.

--Additional reporting by Piper Hudspeth Blackburn, Danielle Ferguson, Joyce Hanson, Katryna Perera and Lauraann Wood. Editing by John C. Davenport.



Grubhub hasn't refunded majority of restaurants for bogus fees

By [Lisa Fickenscher](#)

February 3, 2020 9:58pm

A survey conducted by the NYC Hospitality Alliance last month found that some 62 percent of area eateries were charged for accepting calls through [Grubhub-owned phone lines that never resulted in orders](#).

Grubhub — which promises to only charge for orders it helps generate — has promised to refund eateries for bogus phone fees going back 120 days. Yet, more than 91 percent of survey respondents say they have yet to receive their money, the survey found.

“We believe that it was too time consuming for restaurants to figure out how much they were owed, but it shouldn't be their responsibility in the first place,” said Andrew Rigie, executive director of the industry trade group that conducted the survey of 300 NYC restaurants using an e-mail questionnaire.

The results of the survey are expected to be released as soon as Tuesday.

Grubhub, which owns delivery company Seamless, came under fire last year after The Post reported that it had been charging eateries between \$4 and \$9 through its Grubhub-dedicated lines for calls longer than 45 seconds — even if the customer was simply calling to complain that the food arrived cold.

Lawmakers, including Sen. Chuck Schumer (D-NY), have called on Grubhub to reimburse restaurants, prompting the company to eventually agree to refunds of 120 days — up from 60 days.

The Chicago company, headed by CEO Matt Maloney, has said the fee data cannot be retrieved beyond four months. But 5.2 percent of Alliance members reported receiving refunds “in excess of 120 days,” the survey said.

“While I cannot comment on biased online surveys I have not seen, with imaginary findings I cannot verify, I can say that we work closely with all of our restaurant partners — both to help drive new customers to their businesses and solve problems if they come up,” a Grubhub spokesperson said.

In January, [Grubhub rolled out a new phone ordering system](#) nationwide aimed at reducing the number of erroneous fees amid threats from NYC legislators. The system allows diners to press #1 to place an order and #2 for everything else.



Grubhub charging us even when our customers don't order: restaurant owners

By [Kevin Dugan](#) and [Lisa Fickenscher](#)

May 19, 2019 | 5:35pm

Restaurateurs across the country say they are waking up to a years-long, high-tech bamboozling by Grubhub involving hidden fees for orders that never happened — an allegation that could cost the company millions, The Post has learned.

Last November, a woman called Italian eatery Enoteca at 6:50 p.m. to ask if they had gluten-free pasta. The Brooklyn restaurant was charged a \$9.07 fee for the call — even though no order was made — by Grubhub, America's largest food ordering service.

More recently, an upscale Mediterranean restaurant in Manhattan, which declined to be named for this story, was charged for telling a hungry customer that it was closed for a private event.

Grubhub earned \$9 on that, among other bogus orders, the owner told The Post.

A third restaurateur told The Post he is being charged an estimated \$2,000 a year at just one of his five restaurants due to calls from customers with questions about menu items.

Grubhub, which owns food delivery service Seamless, tells restaurants that it will only charge them for food orders it helps to generate, documents show. But eatery owners say the Chicago company, which also owns

MenuPages.com, has been quietly billing them for all kinds of calls, including calls for dinner reservations or complaints about not enough duck sauce.

The payoff to Grubhub, a publicly traded company, is hard to quantify, but a new lawsuit filed in Philadelphia federal court in December is seeking \$5 million in damages, an amount that could increase if other restaurants join the litigation, which is seeking class-action status.

The suit, filed by Munish Narula, owner of Tiffin Indian Cuisine in Philadelphia, claims the charges for phantom orders have been going on “for at least seven years,” and are widespread across the company’s 115,000 restaurant partners.

Behind the hidden fees, according to the lawsuit and restaurant sources, is Grubhub’s practice of setting up brand new phone numbers for restaurants it contracts with. It displays its phone numbers on its Web site and app instead of the restaurant’s actual number.

Customers who rely on Grubhub’s numbers may never know the difference because Grubhub automatically forwards its calls to the restaurants, which then fill the orders.

Fees for non-orders have the effect of doubling Grubhub’s normal commissions of 15 percent to 20 percent of the final bill, restaurateurs say. For example, the woman who called about the gluten-free pasta placed an order on Grubhub’s app two minutes later, earning the company an additional \$9.18 — or a 36.5 percent commission on the single order, documents show.

Mike Evans, one of Grubhub’s cofounders, has said that his company uses a “statistical model” to determine whether or not a phone call through its system resulted in an order or not.

“It turns out to be possible to predict with a high degree of accuracy which calls are orders or not,” Evans wrote on Web site Quora in 2013.

Narula's lawsuit claims Grubhub's statistical model is a mere egg timer — one that charges for any call above 45 seconds.

"We believe the Tiffin case is without merit and dispute the claims," the company said in a statement.

Restaurants "have the ability to review and audit recordings of phone calls through their dedicated portal and can easily dispute any charges," the company added, referring to the company's practice of recording calls made through Grubhub lines.

But Narula's suit claims the company refused to give him transcripts of his Grubhub-recorded calls in March 2018, when he first realized he was being charged for non-orders. He claims Grubhub only started making transcripts available to him and other eatery owners many months later, in August 2018.

Grubhub disputes this, saying it has provided the transcripts all along.

Enoteca owner Marco Chirico, 31, said he was only able to access to his transcripts for a few months when he first noticed the phantom orders last December. He estimates his losses ranged from \$400 to \$900 a month for the period he was able to access.

And yes, Grubhub refunded Enoteca, Chirico told The Post — but only after making him wait 45 minutes to an hour to speak to a representative.

On Friday, Eunhee Park Cohen, the owner of the Hell's Kitchen restaurant Tabouleh, also had trouble reviewing transcripts tied to 21 questionable charges from April tallying \$4.50 to \$5.47 a call.

"Usually it's older people calling. Their conversations are very lengthy," she said of the charges before laying into Grubhub for making her work to find hidden fees.

“Do you think all the small restaurant owners in New York City ... read each thing?” she asked of the call transcripts. “You don’t have time to go to the bathroom sometimes,” she said of the business.

After disputing the charges and getting a refund, Chirico alerted the New York State Restaurant Association, which immediately sent an e-mail to its 1,000 members in the city, warning them to check their accounts.

The February memo from NYSRA president Melissa Autilio Fleischut says the association heard about the problem from Chirico and a second unnamed member.

“The percentage in commission they take, and the things they take from you that you don’t notice —it hurts you. It hurts the business,” Chirico said.



Grubhub's free lunch fiasco still costing restaurants money

By [Lisa Fickenscher](#)

June 6, 2022 10:00am [Updated](#)

More than two weeks after Grubhub's [free lunch fiasco](#), restaurants are still holding the proverbial bag.

The food delivery company has not refunded some restaurants who were overwhelmed by the onslaught of orders and ultimately [had to throw away meals](#) that never got delivered or picked up – or paid for.

Many restaurants ate the food tab in those instances, despite the fact that Grubhub said it would foot the bill for its May 17 promotion offering a free \$15 lunch between the hours of 11 a.m. and 2 p.m.

"We lost about \$4,000 on the promotion," George Tenedios, chief executive of the Fresh & Co. chain of 13 restaurants in Manhattan. "We were able to pump out our orders in 45 to 70 minutes, but I think the customers were never notified by the app that the order was ready."

Grubhub is apparently swamped with such complaints, according to Fresh & Co.'s Grubhub rep, who ignored five emails from the restaurant pleading for information about its refund before finally responding.

"All orders from the Free Lunch Promo will be refunded," the Grubhub sales rep finally wrote in an email, which was shared with The Post, conceding that "it has taken some time for the team to [get to] all accounts affected."

A spokesperson for Grubhub told The Post in a statement, “While the vast majority of restaurants saw an uptick of successful orders – a major win for them – we are working to refund restaurants that either had orders cancelled or unfulfilled.”

Starting Monday, the company said it will reach out to restaurants who have been clamoring for a refund.

Some restaurants said they were not prepared for the rush of orders – or that they were never warned in advance about the promotion.

Delivery workers, cooks and other restaurant staff couldn’t keep up with the volume, which reached 6,000 orders on the app per minute, according to Grubhub.

Jeremy Wladis estimates that he’s out \$1,500 worth of undelivered food at his four restaurants in the Big Apple, including Upper West Side mainstays Good Enough to Eat and Nina’s Great Burrito’s Bar. Grubhub has not yet refunded his restaurants.

“Our service and kitchen were screwed up,” Wladis said. “It hurt our brand.”

But the restaurant company DIG – which also has not been refunded for the undelivered meals – managed to turn the snafu into a “happy mistake,” spokesperson Grace Kibira told The Post.

DIG, which has 22 quick service eateries in the Big Apple, emailed customers to tout their own delivery service and placed social media ads poking fun at the Grubhub misfire.

“Your friends waited 6 hours for a sloppy burrito; not cool,” the email blast read.

DIG offered customers a \$5 credit for downloading its app, which allows them to order directly from the restaurant instead of with a third-party delivery service, and gave them an extra \$5 for referring a friend.

“We were able to convert Grubhub users over to our app,” Kibira told The Post. “We took advantage of the situation to promote our restaurant.”



Lawsuit prompts Grubhub to add disclosures about hidden fees

[Amanda Silberling@asilbwrites](#) / 4:17 PM EDT • March 21, 2022

Washington D.C. Attorney General Karl Racine **announced** today that his office filed a lawsuit against Grubhub for “misleading District residents and taking advantage of local restaurants to boost its own profits.”

The **lawsuit** alleges that Grubhub violated D.C.’s Consumer Protection Procedures Act (CPPA) in eight different ways, which mostly center on false advertising. The filing references misleading prices (prices are often higher in-app than at the restaurant) and false claims that

deliveries via Grubhub+ were free when they still contained a service charge.



The image is a screenshot of a tweet from a verified account named 'Archive: AG Karl A. Racine' (@AGKarlRacine). The tweet text reads: 'NEW: We're suing Grubhub for misleading District residents and taking advantage of local restaurants to boost its own profits. Grubhub charges hidden fees and uses bait-and-switch tactics, all while pretending to help local businesses during the pandemic. This needs to stop.' The tweet is dated '10:26 AM · Mar 21, 2022'. Below the text, there is a link to 'Read the full conversation on Twitter'. At the bottom of the tweet, it shows '1.1K' likes and a lightning bolt icon with the text 'See the latest COVID-19 information on Twitter'. A button at the very bottom says 'Read 25 replies'.

Archive: AG Karl A. Racine ✓
@AGKarlRacine · [Follow](#)

NEW: We're suing Grubhub for misleading District residents and taking advantage of local restaurants to boost its own profits.

Grubhub charges hidden fees and uses bait-and-switch tactics, all while pretending to help local businesses during the pandemic. This needs to stop.

10:26 AM · Mar 21, 2022

[Read the full conversation on Twitter](#)

1.1K ⚡ See the latest COVID-19 information on Twitter

[Read 25 replies](#)

Some of the complaints point to practices that the platform has since discontinued, like Grubhub’s early-pandemic-era “[Supper for Support](#)” promotion. Launched in late March 2020, Grubhub offered restaurants the opportunity to offer a \$10 coupon on orders over \$30, but the restaurant had to foot the bill for that free food. On the consumer end,

Grubhub encouraged customers to “save while supporting the restaurants [they] love,” even though their promotion actually put more strain on restaurants by pressuring them to lower profit margins (if one neighborhood taco shop enrolled in the promotion, and the other didn’t, where do you think consumers would direct their business?).

“The company deceived users with a promotion that claimed to support local restaurants during the heart of the pandemic. But in reality, this program cut into struggling restaurants’ profit margins while padding Grubhub’s bottom line,” Attorney General Racine said in a statement.



Grubhub made over 30K websites disguised as restaurant homepages

By [Kevin Dugan](#) and [Lisa Fickenscher](#)

June 30, 2019 | 10:14pm

Grubhub has created thousands of Web sites that masquerade as the sites of restaurants — a practice that can jack up prices for hungry customers, The Post has learned.

The online food-ordering giant, which also owns Seamless and Menupages, has scooped up more than 34,000 URLs since 2010 with names that are similar to restaurants' own Web addresses, according to a database obtained by The Post.

In some cases, Grubhub creates a version of an existing restaurant site by changing a dot-com to a dot-net.

In all cases reviewed by The Post, Grubhub's copycat sites use the restaurants' logos — even as they direct customers to its Grubhub and Seamless sites.

While the duplicate Web sites typically have the same menu as the restaurants do, the prices can be higher than the prices customers would have paid if they had ordered from these restaurants directly, the data shows.

For example, all of the signature salads on Chicago Salad House's Web site, www.chicagosaladhouse.com, cost \$10. But on Grubhub's dummy site, www.saladhousechicago.com, many of the same salads cost \$11 or \$11.25.

The Seamless Web site for 354 Steakhouse in Cliffside Park, NJ, charges \$7.95 for onion soup, or \$1 more than the restaurant itself charges, while the 26-ounce porterhouse for one costs \$43.95 via Seamless — or \$2 more than the restaurant’s actual price. 345 Steakhouse confirmed its lower prices when contacted by The Post.

“There’s certainly ethical questions,” Andrew Rigie, executive director of the New York City Hospitality Alliance, told The Post. “Even if there is language in the contract, I suspect many restaurateurs don’t understand what it means: That they are losing control of their business.”

Grubhub said in a statement that it only created domain names for restaurants “as a service” to them — a practice it has since stopped. “It has always been our practice to transfer the domain to the restaurant as soon as they request it,” the company said.

Ahmet Bugdayci, the owner of Abracadabra Magic Food in Williamsburg, said he asked Grubhub for domain name Abracadabrabrooklyn.com — which he discovered the delivery service giant had taken when he was trying to build his own site roughly five years ago — only to give up because the process was too complicated.

“In the beginning, we asked. It’s not easy,” Bugdayci said. “This is what they do, you can’t do anything. We want to talk, but it seems like a long process. We are a very small business.”

In a Google search for Abracadabra Brooklyn, Grubhub’s doppelganger page — along with the official Seamless and Menupages sites — appears before Abracadabra’s actual Web site.

A database created by a private investigator and researcher shows 34,504 Web sites registered with copycat Grubhub URLs since 2010, according to a copy of the document obtained by The Post.

A separate database created by the same researcher showed that more than 9,158 of the copycat URLs are still active. Some of the restaurants whose

Web sites appeared on the list have their own proprietary online ordering system, like Chicago Salad House, the researcher noted.

The wannabe sites appear legitimate until a customer scrolls to the very bottom, down past a menu and about 10 of the latest reviews. There it mentions a Grubhub Holdings copyright.

The sites even include Grubhub-registered phone numbers (different from a restaurant's own real phone number) that record the calls and charge restaurants a commission, according to sites viewed by The Post.

Complaints about the sites first surfaced at a [New York City Council hearing](#) last week, in which Grubhub executives denied any knowledge of alleged "cybersquatting."

"I've never seen any evidence of cybersquatting or copying of restaurants to take their business," Sami Naim, Grubhub's director of public policy, said at the hearing. "None whatsoever."

Grubhub in a statement said it "has never cybersquatted," which it defined according to a nonprofit internet think tank as a "generally bad faith registration of another person's trademark in a domain name."

The revelations come after [The Post first exposed](#) that the delivery company was registering thousands of dummy phone numbers for restaurants in order to take commissions on phone calls.



GrubHub extends refunds for fake fees amid pressure from Schumer

By [Kevin Dugan](#) and [Lisa Fickenscher](#)

August 1, 2019 | 1:47pm

Food ordering giant Grubhub's olive branch to restaurants is getting chewed up and spit out.

The Chicago-based company — which also owns delivery company Seamless — agreed on Thursday to widen the refund window for restaurants that have been unwittingly paying fees for bogus food orders.

But industry reps say the company's plan to start refunding restaurants for up to 120 days — up from 60 days — is still not enough.

"If Grubhub charged a restaurant a bogus fee 300 days ago they must still refund it," said Andrew Rigie, executive director of the NYC Hospitality Alliance, who called the 120-day policy "absurd."

As The Post first reported in May, Grubhub has been charging restaurants as much as hundreds of dollars a month — sometimes for years — for Grubhub-generated phone calls lasting over 45 seconds — whether they resulted in orders or not. The company has been sued for the practice, which has taken place on Grubhub-issued phone lines.

In addition to the longer refund window, Grubhub said it will set up a website that makes it easier for restaurants to "request direct control" of websites that have been in the establishments' names but had been quietly registered by Grubhub.

The company will also set up a series of roundtables with restaurants, including the New York Restaurant Association, and invite members of the New York City Council to attend.

Grubhub announced the changes Thursday following months of pressure from elected officials, including Sen. Chuck Schumer and City Council member Mark Gjonaj.

Schumer's office, which has previously called on Grubhub to refund all fake fees, called it step in the right direction.

"Grubhub's announcement today is a productive and positive step in addressing the issues. We look forward to continuing to work with the New York State Restaurant Association, the New York City Hospitality Alliance, and others to achieve more progress as this plan unfolds," Angelo Roefaro, Schumer spokesman, told The Post.

"They do not go far enough for the fees that should have never been charged," Gjonaj told The Post. "And I'm not really worried about Grubhub's bottom line. I'm worried about the bottom line for mom and pop trying to stay afloat."

The company has previously rejected requests for refunds beyond 60 days — with some notable exceptions.

Some restaurants have already received far more extensive refunds for these phone charges, leaving the restaurant industry hungry for more. As The Post reported in June, Grubhub refunded one New York City restaurant operator more than \$10,000 for the practice — covering his fees going back to 2014.

"As before, we are committed to examining and immediately refunding any phone calls that did not result in orders," the company said in making the announcement. Additionally, we will redouble our efforts to continuously improve processes we use with regard to phone orders."

Grubhub chief executive Matt Maloney on Tuesday went on the defensive about the 60-day policy, which he described as “fair” because it is written in restaurants’ contracts with Grubhub.

“The extension of our lookback period is a normal course of business operations,” Brendan Lewis, a spokesman for Grubhub, told The Post.

“We have worked cooperatively with [Schumer’s] staff and they have been extremely helpful in recent weeks. We are thankful for their collaboration,” Lewis added.

“While Grubhub’s announcement is a step in the right direction, it is a small step, and much more must be done. Their announcement does not even address the major complaint from so many restaurants, which is that their fees have continued to go up as they dominated the market,” Rigie said.



State regulator says Grubhub's stiff fees could be illegal

By [Kevin Dugan](#) and [Lisa Fickenscher](#)

October 7, 2019 | 6:36pm

A New York regulator said third-party food-delivery companies like Grubhub and Uber Eats appear to be breaking state laws by charging restaurants stiff fees that are based on a percentage of their orders.

During an at-times testy hearing in Harlem on Monday, the New York State Liquor Authority's chairman, Vincent Bradley, likewise brushed off concerns that a [controversial proposal to cap those delivery fees](#) at 10% would make things impossible for delivery services.

"At the end of the day, if they fail because of this, then they were probably going to fail anyway," Bradley said.

Critics, including New York City council member Mark Gjonaj, [have blasted delivery companies](#) for taking commissions as high as 30% of the bill for delivering everything from burgers to dim sum — a punishing pound of flesh for most mom-and-pop eateries, he contends.

Grubhub has countered that it brings "incremental" business to restaurants, including more profitable patrons who come and sit down for dinner.

Whatever the case, the state liquor board on Monday signaled that these companies will either have to comply with a 10% ceiling on fees or charge flat rates instead.

“There is a proliferation of companies out there, most on the tech side but not all, that are charging percentages well beyond what they should be,” Bradley said.

“Under our view of the law, they shouldn’t be charging anything, percentage-wise,” he added. “They can charge a flat fee, whatever they want, whatever the market will bear. But they shouldn’t be taking a percentage of profits, revenues, whatever the case may be.”

If food deliverers don’t comply, they could face decades-old state regulations forcing them to register as partners on restaurants’ liquor licenses — a potential bureaucratic nightmare that would involve thousands of such applications.

The Monday hearing at the Adam Clayton Powell Jr. state office building on West 125th Street was attended by about 40 lawyers and company representatives. None of the delivery companies’ reps spoke at the hearing.

Grubhub’s director of public policy, Sami Naim, walked in about a half-hour after the meeting started and later declined to comment.

The meeting grew heated about 40 minutes after it started, when Zachary Hecht, policy director for Tech:NYC, said the proposed rule “could impede innovation” in the delivery industry.

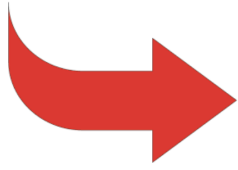
“How?” Bradley said, interrupting Hecht, whose trade group represents Postmates, Delivery.com, Uber and dozens of other big tech firms.

“Based on what I’ve witnessed with these tech companies, should anyone go out of business because of this — which is not our goal at all — I would imagine there’s 20 other people willing to step right in and follow the law, as we dictated it,” he said, drawing laughter from the attendees.

After the hearing, Hecht told The Post he was “not really satisfied with the lines of questioning or the framing,” adding that state officials ought to study how a flat fee would affect restaurants.

“The regulatory uncertainty contained in the advisory would be very concerning for tech companies,” Hecht said. “It appears they’re trying to regulate in a vacuum, and that’s not how it should work.”

Katie Norris, a Grubhub spokeswoman, said “it was promising that the next version of the guidelines will clarify vague and confusing language from the first draft,” declining to comment further.



Doordash steals money from small businesses

Molly Hendricks, Managing Editor | December 8, 2021

By using food delivery services to get coffee, lunch or dinner, many consumers are unintentionally taking money from small business.

Consumers do not realize the small fees businesses receive from providing these services that ultimately harm their profit/revenue.

In order to avoid leaving the house, many consumers utilize delivery services like DoorDash, Grubhub and UberEats.

These services come with a cost to both the customer and restaurant.

While using these apps and services can be convenient to the customers, many small businesses struggle to implement them because of the ridiculously high cost to them and their revenue.

Oftentimes the owners of small businesses only use these services because of high customer requests and the pressure that their competition is using delivery services.

Before the COVID-19 pandemic, these services would take at least 30% of the total order cost from the restaurant.

The New York Post reported that in April 2020, DoorDash sought to aid restaurants.

“The new commissions will allow restaurants to choose to pay as little as 6% of an order, rising to 15%, 25% and 30%, depending on their needs,” New York Post reporter Lisa Fickenscher said.

According to Fickenscher, for many restaurants, using DoorDash was more costly than beneficial.

“Previously, restaurants were forced to negotiate their fees, which led to many smaller restaurants forking over 30% of every food order to a tech giant simply because customers chose to order their food via a website or app instead of calling the restaurant directly.”

Many have gotten used to the convenience of delivery throughout the pandemic, but as the habit sticks, it makes it more and more difficult for restaurants to get fully back on their feet.

Some states and cities such as Los Angeles, New York, San Francisco and Oregon put temporary caps on the percentage that these apps could take from restaurants until the pandemic was over

Even then, 62% of San Francisco restaurants said they were still losing money from utilizing these “services.”

What’s even more infuriating is that Grubhub, Uber Eats and DoorDash proclaimed that their services are what is “Saving Restaurants” throughout the pandemic.

Grubhub released an ad in March 2020 stating, “Grubhub believes that together, we can help save the restaurants we love.”

We do love so many local restaurants, but if we really want to save them, we need to suck it up and call the business directly to place an order.

Once restaurants began to reopen though, many of the companies still charged their high fees, taking from small restaurants in a still incredibly vulnerable time.

According to Cornell professor Karan Girotra, this type of delivery is only profitable in dense neighborhoods and towns, where multiple orders can be delivered quickly and cheaply.

But in suburbs where the landscape is further spread out, it becomes nearly impossible for the restaurants to make any sustainable profit off of these orders.

According to statements released by DoorDash, they are primarily focused on using their services with big chain restaurants, not small independent restaurants.

Still, the popularity and pressure to make pickup and delivery easier for the customer leaves many owners and managers feeling as if these services are a necessity.

The premise of what these services want to do is good in theory, and if it had been executed properly, they probably may have been able to help more restaurants than they harmed throughout the pandemic.

There is more trial and error that needs to happen before these apps can bring in sustainable profit for all businesses.

But, in the meantime, we consumers need to suck it up, talk to workers and pick up our food ourselves.



Office of the Attorney General for the District of Columbia

We Sued Grubhub to Protect Residents & Local Restaurants From Harmful and Deceptive Business Practices

March 29, 2022

We Sued Grubhub to Protect Residents & Local Restaurants From Harmful and Deceptive Business Practices

Last week, we [filed a lawsuit](#) against Grubhub, a food delivery company, for charging hidden fees, misleading District residents, and exploiting local restaurants to boost its own profits. And it did all of this as residents and DC restaurants struggled during the heart of the COVID-19 pandemic.

In addition to charging hidden fees, our suit alleges Grubhub also used bait-and-switch advertising tactics—which are illegal—and failed to disclose that prices are higher on its app and website than at restaurants.

For example, in March and April 2020, Grubhub deceived users with a promotion claiming to support local restaurants at the beginning of the pandemic. But the discount Grubhub offered consumers came out of the pockets of already-struggling restaurants.

With this lawsuit, we are seeking to force Grubhub to end its deceptive marketing practices, be truthful about prices and fees, provide restitution to affected consumers, and pay penalties for violating District law. Consumers don't mind paying for delivery fees, but Grubhub needs to be honest about those fees in the first place.

Protecting District residents is my top priority, and every day we work hard to hold corporations and other bad actors accountable if they cause harm. This lawsuit builds

on our work to go after companies like [Doordash](#) and [Instacart](#) for misleading consumers and stealing tips from workers.

We won't allow any company to profit by tricking consumers or taking advantage of local small businesses. It doesn't matter if you're a brick-and-mortar company or a "gig economy" business—the same rules apply to all.

To learn more about this lawsuit, read this [DCist article](#) or this or this [Washington Post article](#).

Thank you.

Karl A. Racine

Attorney General



Grubhub settles lawsuit with Pennsylvania over price transparency

NOVEMBER 21, 2022 / 9:22 PM / CBS PITTSBURGH

PITTSBURGH (KDKA) — A new state settlement means more price transparency on Grubhub.

The Pennsylvania Attorney General's Office says an investigation revealed consumers were sometimes charged higher prices for items ordered than what they cost if bought from the restaurant directly. The new price disclosures will be listed on the menu pages.

The company will also donate \$125,000 to several groups including the Greater Pittsburgh Community Food Bank



Grubhub Sued for Alleged 'Deceptive Practices' and Prices During Pandemic

BY **NICK MORDOWANEC** ON 3/24/22 AT 12:07 PM EDT

Grubhub used "deceptive trade practices" at the expense of consumers and businesses in the midst of the COVID-19 pandemic, a new lawsuit claims.

The suit, filed March 21 by Washington, D.C. Attorney General Karl Racine against Grubhub Holdings Inc. and Grubhub Inc., alleged that the popular [food delivery](#) and software company hiked up prices and charged hidden fees to negatively affect Washington, D.C. residents who used the service. It also claimed that Grubhub exploited local restaurants attempting to stay afloat during COVID-related lockdowns, in addition to violating consumer protection laws.

In July 2021 the State of Massachusetts [filed a similar claim](#) against Grubhub, alleging that restaurants were charged restaurants fees that exceeded 15 percent of an order's menu price.

A Florida-based pizzeria also [made allegations against Grubhub](#), creating numerous TikTok videos claiming that its business was added to their platform without permission. No litigation occurred as a result.

The intent of the D.C. suit is to force Grubhub to end its allegedly unlawful practices while increasing transparency regarding where to order food and how to help local businesses.

"Grubhub misled District residents and took advantage of local restaurants to boost its own profits, even as District consumers and small businesses struggled during the COVID-19 pandemic," Racine [said in a statement](#). "Grubhub charged hidden fees and used bait-and-switch advertising tactics—which are illegal. On top of that, the company deceived users with a promotion that claimed to support local restaurants during the heart of the pandemic."

Racine went on to state that Grubhub "cut into struggling restaurants' profit margins while padding Grubhub's bottom line," adding that consumers "don't mind" paying for delivery fees but alleging that Grubhub was not honest about said fees originally.

Andrew Kline, general counsel to the Restaurant Association of Metropolitan Washington, said he supported Racine's lawsuit because while "third-party delivery services can be important partners of restaurants, they should not exploit either the public nor the businesses they serve with misleading statements and unfair trade practices."

The lawsuit claimed that Grubhub made \$1.8 billion in revenue in 2020, but a Grubhub spokesperson wrote to *Newsweek* that "this frivolous lawsuit" and its revenue total is inaccurate. The company had a net loss of \$155.9 million in 2020, they said.

"The logistics of delivery [dispatching and paying drivers, our delivery and driver technology, etc.] have substantial costs," the spokesperson said. "Grubhub also supported our restaurant partners with hundreds of millions of dollars in 2020 through increased marketing support, reduced commissions, and bonuses and personal protective equipment for drivers."

The lawsuit included a litany of allegations against Grubhub, including that the company listed over 1,000 D.C. restaurants on its software

platform "that in fact had no contractual relationship with Grubhub, without those restaurants' consent, and without adequately disclosing to consumers its lack of relationship with those restaurants."

Grubhub's retort was that it does not list restaurants on its website or app in D.C. where no agreement exists, in line with District law.

The suit also alleged that Grubhub advertised higher prices on its website and app compared to what consumers are charged on those restaurants' own websites or in-store menus—and that such "discrepancies" were not sufficiently disclosed.

The Grubhub spokesperson said the company included a disclosure in its terms of use and, moving forward, will include a disclosure in the check-out flow before an order is placed that "prices may be lower in-store."

It is also alleged that fees, described in the suit as "a bait-and-switch scheme" for Grubhub to misrepresent costs to consumers, were not properly disclosed "until the end of the ordering process at the checkout page after consumers have already invested their time in searching for a restaurant and selecting menu items that they want to order."

Such fees mentioned included service fees and small-order fees.

But Grubhub argued there was no misrepresentation at all, saying that all diners agree to the company's terms of use—which includes a disclosure on potential fees related to goods and services—before ever using the platform.

"All fees are disclosed in the order/checkout flow, in the order confirmation receipts and in marketing materials," the Grubhub spokesperson said. "Going forward, Grubhub will individually list each

applicable fee on the checkout page and provide diners with a description of the fee. No fee would be combined with any other fee."

Remaining allegations in the suit included Grubhub customers still paying service fees after they received "unlimited free delivery" as Grubhub+ subscribers; routing telephone numbers and charging partner restaurants a separate commission; Grubhub created websites, or "microsites," made to look like the restaurants' own official websites; and advertisements for the platform's "Supper for Support" promotion during the COVID-19 pandemic actually negatively impacted restaurants that "were required to foot the full cost" of the discount in addition to having to cover Grubhub commissions on the full non-discounted price of the food total.

Grubhub claimed it discloses the existence of additional fees for Grubhub+ orders in its app, terms of use, and in other ads like email footnote disclosures; that the lawsuit noted that Grubhub resolved the telephone routing practice; that it created websites and registered domains on restaurants' behalf as another source of orders "and to increase their online brand presence"—at no charge to restaurants for website creation or maintenance; and that the "Supper for Support" promotion, although no longer in existence, did "many things to support residents and restaurants in D.C. and across the country throughout the pandemic" and that terms were "clearly disclosed to restaurants."

"We work hard to support D.C. restaurants and diners, and we continually review and enhance our operations to better serve them and meet their expectations," the spokesperson said. "During the past year, we've sought to engage in a constructive dialogue with the D.C. Attorney General's office to help them understand our business and to see if there were any areas for improvement.

"We are disappointed they have moved forward with this lawsuit because our practices have always complied with D.C. law, and in any event, many of the practices at issue have been discontinued," they continued. "We will aggressively defend our business in court and look forward to continuing to serve D.C. restaurants and diners."

COMPLEX

Grubhub Faces Lawsuit for Adding 150,00 Restaurants to Platform Without Permission

BY FNR TIGG
OCT 29, 2020

Grubhub has been hit with a lawsuit after allegedly adding more than 150,000 establishments to their platform without informing the owners, [CBS News reports](#).

A [lawsuit](#) filed in [Chicago](#) claims that [Grubhub](#) added "non-partnered restaurants" to its platform to please shareholders and boost revenue to beat out competitors like Uber Eats and DoorDash.

"Grubhub's decision to add unaffiliated restaurants to its platform may have reaped immediate dividends for Grubhub, but those gains came at the expense of restaurants who had good reasons for choosing not to partner with Grubhub," the lawsuit states. "By including those restaurants on its platform anyway, Grubhub is misleading consumers, who reasonably believe the restaurants have partnered with Grubhub and will be working cooperatively with Grubhub to provide them with accurate, reliable and timely service."

Grubhub currently lists 300,000 restaurants on its platform, but only 245,000 are described as partnered establishments. The company started the process of adding to its non-partnered restaurants last October. CEO Matt Maloney reportedly said in an earnings call that the company has "tens of thousands of non-partnered restaurant" on the platform and it's "already made the call to scale this out, we're just announcing it right now."

The lawsuit claims that several restaurants have asked to be taken off the site, but Grubhub refuses. As a result, they are stating that Grubhub is violating federal false advertising and trademark infringement rules because it's profiting by using local restaurants' name, logo, and menu.

Grubhub saw a 41% increase in the second quarter compared to the same period last year as many people are ordering in due to the pandemic. Despite the increase, they are still behind Uber Eats and the top food delivery service, DoorDash. Grubhub has yet to comment on the pending lawsuit.



In regards to Intro 813

Good morning. My name is Kathleen Reilly, and I am the NYC Government Affairs Manager for the New York State Restaurant Association. We are a trade association representing food and beverage establishments in New York City and State. We are the largest hospitality trade association in the State, and we have advocated on behalf of our members for over 80 years.

I am here today to express our serious concerns with Intro 813, which would upend the fee cap landscape for third-party ordering platforms that restaurants have come to rely upon. Intro 813 would give third parties the opportunity to charge unlimited "marketing fees" on top of the fees for facilitating an order, fulfilling a delivery, and card processing, which restaurants already pay. The New York State Restaurant Association and our membership strongly oppose this legislation.

Third parties have not been responsible actors in New York City, and that history clouds this entire conversation. They have been caught red-handed, charging phony fees, and listing restaurants without their knowledge or consent. Even pre-Covid, the Committee on Small Businesses was holding periodic fact-finding hearings to better understand the imbalanced and predatory environment that third parties had created in the city, including a fee landscape where restaurants were routinely charged 30% and more for every order. Starting in 2020, City Council wisely passed a whole package of regulatory legislation, including the fee caps, and restaurants now rely on this re-balanced market landscape. We and our membership strongly oppose any effort to reverse that progress.

If Intro 813 is passed and implemented, it will not be possible for restaurants to continue receiving the same quality of service at the same price point. Right now, restaurants can rely on paying 5% to have an order facilitated on the platforms, 15% if they want the platforms to fulfill a delivery, and about 3% in card processing fees. Under Intro 813, restaurants will either be bullied and strong-armed into paying more for each order, or they will be buried on the platforms and downgraded to substandard "basic" services at the current price point. Third parties have already run this play in Washington, D.C. and our counterpart restaurant association there and reporting by DCist have found exactly the circumstances we predict: restaurants suddenly shocked that they will have to pay significantly more for every order, returning to the pre-cap rates of 30% to even 50%, or, they will be reduced to "basic," worse, service.

Third parties claim they just want a chance to offer their bespoke marketing services to restaurants; that's their earnest and only goal. If that were true, there is absolutely nothing in the current fee cap landscape preventing third parties from offering traditional marketing campaigns -- ie. for x weeks and y dollars we will provide z service to the client, such as optimizing their website or running targeted ads. There is nothing preventing them from offering marketing services structured *any way* other than per-order fees. Perplexingly, third parties refuse this option. They insist they have been entirely kept from their calling, marketing, even though that is

not true. They insist on creating an unlimited per-order marketing fee because what they really want is to create a competitive, bidding-war-like dynamic where every restaurant is muscled into returning to the bad old days of fee extortion.

Here's what that dynamic looks like – first, third parties approach all local restaurants to let them know that their delivery radius and delivery response time will be significantly limited if they opt to continue with the “basic” plan – but they can keep their current service for another 10% “marketing fee” (so 30% plus card fees). Then, one or two pizza parlors in a neighborhood get talked into paying an additional 10% for more “marketing” (so up to 40% plus card fees, total). They get prioritized on the internal third-party algorithm, and they begin to receive more orders. The third party approaches other pizza parlors in the neighborhood to say, “hmm, we’ve noticed you’re not getting the orders you were earlier this year. Some of the other pizza parlors in this neighborhood opted in to an additional 10% marketing fee and their sales have gone up! Would you like to do the same?” Frustrated, hesitant, those pizza parlors agree. Now everyone is similarly promoted again, back to square one, except the restaurants are paying more, and the massive tech company platforms are pocketing more money. **Of course** this is the model the third parties prefer.

We know that City Council is aiming to be fair and to protect restaurants. We know that certain third-party platforms have expended significant resources to bring you the narrative that restaurants want to pay them more for each order. While we strongly disagree that this is a prevailing opinion, we can understand that some restaurants could be intrigued by the idea of marketing services. Luckily, third parties are already well-positioned to fulfill this role through traditional marketing campaigns structured *any way* other than per-order fees. If you want to hear the voices of restaurants, if you want to protect a re-balanced third-party landscape that is fair to restaurants, please do not undo the important progress of the fee caps. We strongly urge you to oppose Intro 813.

Thank you for taking the time to consider our concerns today. We are aware that a number of our restaurant members have taken the time to submit written testimony because their schedules do not allow them to commit several hours to a live weekday hearing, and we are honored to represent their viewpoints in person today. We look forward to being actively involved in conversations on this issue moving forward.

Respectfully Submitted,

Kathleen Reilly

NYC Government Affairs Manager

New York State Restaurant Association

401 New Karner Road

Albany, New York 12205

Good morning,

My name is Brian Smith. I'm the Senior VP of Corporate/Community Relations for the New York Yankees and on behalf of the New York Yankees organization, I would like to thank you for the opportunity to gather for today's hearing focused on amending the administrative code of the City of New York, in relation to conducting charitable gaming in professional sporting venues.

The potential associated with today's hearing is directly in line with the New York Yankees commitment to consistently engage our neighbors and community/corporate partners to develop and nurture networks that best position outreach efforts to generate the access required to address concerns and challenges experienced throughout our surrounding communities.

Through the steadfast focus of the Yankees organization and our partner networks, on an annual basis several millions of dollars in resources are dedicated to drive points of access that promote education, health and wellness, diversity, equity and inclusion, economic development, and combat quality of life concerns.

Related initiatives have proven to be instrumental in chipping away at disparities and fueling change but it's imperative to evolve and adapt when needed to sustain the impact of ongoing efforts and enhance the existing pipelines of resources required to meet citywide spikes in insecurities.

The charitable gaming model, in the form of the 50/50 raffle in professional sporting venues has proven to be a resourceful tool to move the needle in markets in New York State and throughout the nation. Such a platform represents the potential for the Yankees and professional sports organizations citywide to drastically increase their investment dedicated to meeting the needs of their neighbors.

This opportunity generates a great deal of excitement and represent an influx of resources primed to fuel sustainable change throughout New York City.

Thank you!

Brian Smith

Senior VP, Corporate/Community Relations

New York Yankees

New York City Football Club



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To the Committee on Consumer & Worker Protection Hearing:

My name is Paul Jeffries and I'm here to testify in favor of proposed bill 891 that would allow charitable organizations to conduct games of chance at professional sporting venues.

For background, I work for New York City Football Club (NYCFC), the professional Major League Soccer team that plays its home games at Yankee Stadium and Citi Field. Specifically, I am the Executive Director of City in the Community, the club's 501(c)(3) nonprofit foundation and have been leading community soccer programs in New York City for over 20 years.

Our Club's work in New York City started before NYCFC played their opening match. In 2010, we helped build an enclosed rooftop soccer pitch at PS72, East Harlem's Lexington Academy, to create a safe space for local youth to play soccer. Since then, and with the launch of New York City Football Club in 2013, our work across the five boroughs has expanded exponentially, with the mission of empowering and positively impacting people's lives through soccer by creating, healthier, safer and more connected communities.

Since 2014, we have served over 30,000 of New York City youth, established free soccer programming engaging 78% of communities across the five boroughs, created 60 free safe spaces to play, and have helped donate over 250,000 meals since the COVID-19 pandemic through our ongoing partnership with New York Common Pantry. We offer a number of free programs serving New Yorkers, including Saturday Night Lights which is safe space program in partnership with the District Attorney's Offices, NYPD and the Department of Youth and Community Development designed to provide young people, aged 11-18, with high-quality sports training and academic enrichment during times when crime rates are their highest.

Following the success of the program in East Harlem, we helped lead the development of a \$5M plan to expand the program to all five boroughs, bringing together New York City agencies and local community partners. We also engage directly with NYPD officers to serve on the program to help build stronger relationships between the local community and local law enforcement.

Our work has had a measured impact on thousands of young people's lives throughout all five boroughs and an independent study showed a \$4.50 social return on investment for every \$1 invested in our programs. Fundraising plays an important role in our ability to continue expanding effective programming to even more children and young adults. If proposed bill 891 were to become law, it would dramatically increase our ability to raise funds to expand Community's free soccer programming to more high need communities.

For those of you who may not know, New York City Football Club was founded on a deep commitment to give back to our community. Our fans time and time again voice their pride in and support of the work that we do throughout New York City. By amending the administrative code to allow charitable organizations to conduct these events at professional sporting venues, such as having a 50/50 raffle, this will enable tens of thousands of our fans to more actively engage with our work on match days to help provide more free resources throughout our City.

These methods have proven to be important sources of fundraising for charitable organizations, and this will be the same for NYCFC. It will help generate thousands of dollars a game for free soccer, and with 17 home matches a season, will make a significant difference in our programming capacity, enabling us to reach more of New York City's youth than ever before.

Thank you for listening, your consideration of this bill and for allowing me to testify on behalf of it this morning on behalf of New York City Football Club.

Sincerely,

Paul Jeffries
New York City Football Club





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Committee on Consumer and Worker Protection

New York City Council

March 29, 2023

Testimony of Meghan Racklin, Senior Staff Attorney

A Better Balance

Thank you to the Committee for the opportunity to provide testimony today. My name is Meghan Racklin and I am a Senior Staff Attorney at A Better Balance. A Better Balance is a legal nonprofit headquartered in New York City. We are proud to help many New Yorkers understand and vindicate their legal rights through our outreach programming and through our free legal helpline and we are proud to have led advocacy efforts to pass groundbreaking work-family protections in New York City. We were one of the leaders of the movement to enact the Earned Safe and Sick Time Act (ESSTA) in 2013, helping to draft and negotiate that law that resulted in millions of New York City workers having access to paid sick time who had previously had not a single day they could use to care for themselves or their loved ones with pay. We were also leaders in the coalition that enacted the pathbreaking Fair Workweek legislation, enabling workers to have predictability and fairness in their work schedules and including the right to request and receive temporary schedule changes without retaliation.



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Our organization places a particular emphasis on enforcement, outreach, and education. When we drafted ESSTA, there was no agency in the city that was responsible for enforcing labor standards. We decided that the Department of Consumer Affairs (DCA) which dealt with consumer complaints and at that time had their own ALJ system, was the best place to house enforcement of the ESSTA and therefore gave that agency enforcement responsibility. Working with the city Administration and other advocates, we helped transform the agency from an agency dealing solely with consumer complaints to a robust protector of workers' rights. In recognition of that shift, the name of the agency was changed to Department of Worker and Consumer Protection (DCWP) in 2020 and over the course of the following years became a national example of an excellent agency devoted to ensuring that rights for workers that were passed by the New York City Council were understood, used and enforced.

Passing laws is only the first step, and we applaud the sponsors of Int. No. 0818 for recognizing the urgent need for outreach and education on New York City's workplace rights laws. The success of our New York City labor laws—examples for the rest of the country—depends on vigorous enforcement, outreach, and education. DCWP has long engaged in robust outreach and education on the City's labor laws but the City Council must arm them with the tools and resources to do so. Passing Int. No. 0818, which would require DCWP to conduct an annual outreach and education campaign on New York City's Temporary Schedule Change law, is an important step towards ensuring that all New Yorkers are aware of their rights, and all employers aware of their responsibilities, under this important law.



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A recent report that ABB published with the Community Service Society (CSS), “Women in the Workforce: Advancing a Just Recovery in New York City,” found that awareness of New York City’s labor laws remains far too low. For instance, 55 percent of low-income women in New York City’s paid workforce had not heard about their right to paid sick time. Moreover, our experience interacting with New York City workers on our free legal helpline suggests that awareness of the Temporary Schedule Change law in particular is extremely low. This is alarming given the importance of ESSTA and the Temporary Schedule Change law for working families. ESSTA provides employees in New York City with paid time off to recover from physical or mental illness or injury; seek medical diagnosis, treatment, or preventative care; care for a family member who is ill or needs medical diagnosis, treatment, or preventative care; or to address certain non-medical needs if the employee or a family member is a victim of domestic violence, a sexual offense, stalking, or human trafficking. The Temporary Schedule Change law provides employees in New York City with the right to receive a temporary schedule change—including, but not limited to, swapping or shifting work hours, using paid time off, working remotely, or using short-term unpaid leave—due to a personal event two times per calendar year, for up to one business day per request, and the right to request permanent changes to their schedule without fear of retaliation for making the request.

These are crucial protections for New York City workers, but clearly, there is a need for more direct outreach and education about these important laws. Int. No. 0818 would give DCWP



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a clear mandate for sustained outreach and education on the Temporary Schedule Change law, providing an incredibly valuable tool for increasing awareness.

We strongly recommend that Int. No. 0818 be amended so that the required outreach campaign specifically encompass ESSTA as well as the Temporary Schedule Change law, and that it then be passed with that change. Any campaign focused on increasing awareness of the Temporary Schedule Change law must also work to ensure that New Yorkers are aware of their rights under ESSTA. The Temporary Schedule Change law specifically stipulates that schedule changes can be made for any purpose covered by ESSTA, as well as additional caregiving purposes or the need to attend a legal proceeding or hearing for a benefit. The two business days' worth of schedule changes per year guaranteed by the Temporary Schedule Change law are in addition to the paid sick and safe time guaranteed by ESSTA. In many ways, the two laws work together, and in our view, it is not possible to meaningfully educate workers about their rights under the Temporary Schedule Change law without also educating them about their rights under ESSTA. In light of our findings about the lack of knowledge of paid sick time rights among so many low wage workers, outreach and education on ESSTA is especially critical. At present, there is no specific statutory directive on outreach and education on ESSTA. As such, we urge the Council to amend Int. No. 0818 to reflect the fact that any outreach and education campaign initiated in response to this bill's passage include information about both the Temporary Schedule Change Law AND the Earned Safe and Sick Time Law. This increase in outreach and education on these important laws would



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be a crucial step towards ensuring that New Yorkers are able to take advantage of the rights the City Council has worked so hard to create. It is only when employees are aware of their rights that those rights become meaningful in practice.

At the same time, while the Temporary Schedule Change law and ESSTA provide important protections for workers, there is room to do more to ensure that workers—especially those with caregiving responsibilities—have access to the workplace flexibility they need in order to manage the competing demands of work and care, especially as we continue to adapt to more remote and hybrid ways of working. Our “Women in the Workforce” report demonstrated that workplace flexibility is absolutely necessary for many workers, especially women, as the burdens of care still fall disproportionately on women. Yet flexibility is not equally accessible to all women in the paid labor force. Among mothers who said that they needed to stop working during the pandemic for reasons other than temporary or permanent job loss, 59 percent of those surveyed cited childcare concerns as a reason. Low-income women were twice as likely to report that they needed to stop working compared to moderate- and higher-income women—perhaps because more than half of moderate- and higher-income women were able to transition to remote work, compared to just 35 percent of low-income women, demonstrating the importance of working towards more equitable and accessible workplace flexibility. New York City has long been leading the way when it comes to creating workplace laws that meet the needs of workers. We look forward to continuing to work with the City Council to expand on New York City’s strong existing laws to ensure that all workers can care for themselves and their loved ones



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without sacrificing their economic security, including by expanding ways for caregivers to take the time they need, whether time off or workplace adjustments, to care for themselves and loved ones.

The City Council has worked tirelessly over the years to ensure that New York City's labor laws are among the most comprehensive and progressive in the country. New Yorkers deserve these rights not just in name, but also in practice, and that means ensuring we have robust outreach and education. We urge you to amend Int. No. 0818 to ensure the outreach and education campaign encompasses both the temporary Schedule Change Law and ESSTA and then pass Int. No. 0818. We look forward to continuing to work with you to make New York City a safe and healthy place for all workers.



Written Testimony: In Support of New York City Council Int. 0813

The National Asian/Pacific Islander American Chamber of Commerce and Entrepreneurship (National ACE) represents the interests of 2.65 million Asian American and Pacific Islander (AAPI) small business owners and entrepreneurs. National ACE collaborates with over 120 affiliate AAPI Chambers and partners organizations across the county to assist AAPI small businesses and restaurants. Many of our New York partners are here with us including the Coalitions of Asian Business Organizations and the New York Young Entrepreneurs Roundtable.

For the past years, National ACE has provided more than 100 webinars and workshops to small business owners and restaurants including technical assistance training, access to capital, and participation in e-commerce and the digital economy.

National ACE has worked with various corporations to provide millions of dollars in grants to AAPI small restaurants. Many of them are in New York. New York City's AAPI restaurants and small businesses suffered tremendously during the pandemic due to shutdowns, social distancing, and people choosing to stay home.

Our businesses rely heavily on take-out and delivery in partnership with online and mobile food ordering and third-party delivery platforms such as Grubhub, DoorDash and Uber Eats. We appreciated the council's efforts in 2020 when it moved to protect the industry from unfair charges.

But today, we extend our support for an amendment that would modify the cap on third-party delivery services put in place during the pandemic; an amendment that gives restaurant owners - not the government - the opportunity to decide how to manage and grow their businesses.

Under the law as it stands today, restaurants lose their ability to opt into tailored marketing services from third-party apps that may be priced higher, but also may create unmatched value for independent businesses. Many of the National ACE's restaurants rely on third-party apps to access services like SEO marketing, loyalty and rewards programs and more.

Many of the restaurants in our network, such as King's Kitchen and Bamboo Garden, choose to buy these services from the apps in order to reach new customers while spending less than they might on traditional advertising models. By opting into packages through Grubhub, UberEats and DoorDash, they can get tailored services at pay-as-you-go rates that can be adjusted at any time. That means they get the tools they need to compete with bigger brands and chains, who might have bigger budgets for marketing and advertising and even in-house staff.

If the City Council wants to level the playing field for smaller and mid-sized businesses, an amendment to the current cap is urgently needed. National ACE supports the amendment being discussed today, because restaurants will not *have* to pay any more than they currently do - they'll only be charged more if they choose to pay for additional services that they think are worth the cost – the fundamental principle of the free market.

On behalf of all the businesses we represent, thank you again for considering this amendment to the fee cap law, which would empower restaurants across the city to make marketing and spending decisions that work best for them.

Sincerely,

A handwritten signature in black ink, appearing to read "Chiling Tong". The signature is fluid and cursive, with the first name "Chiling" and the last name "Tong" clearly distinguishable.

Chiling Tong
President/CEO
National ACE



My name is John Wang and I am the Founder and President of the Asian American Business Development Center (AABDC), based here in New York City.

Thank you for supporting New York restaurants. The pandemic was very hard on many and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 - and the amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help restaurants during the pandemic, but the fee cap in the law is not only for delivery. The cap also stops the restaurants I advocate for from paying delivery apps for marketing and promotion services that they may want to pay for because they help get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so restaurants can pay more promotion money if they choose to. That's a good balance, and that's what I support. They should be able to spend their money to grow their business how they see fit.

Some restaurants advertise on the radio, on billboards, on the internet, and some mail coupons. Every restaurant is different, and owners have to make the best choices for our restaurants every day. The government should not regulate how people spend their money on advertising and marketing as they continue to grow their businesses. That should be their decision, and I urge you to support this bill to amend the law.

Thank you.

John Wang

Founder and President

Asian American Business Development Center

Ben Hseih, Owner, New Fully Bakery

To the New York City Council,

I am writing to encourage the City Council to support Int 0813, the proposed legislation that would open up opportunities for local restaurants to reach new customers and grow their businesses. I am the owner of New Fully Bakery, a small business in Flushing that has been serving customers since 2012.

While we have always loved welcoming customers into our restaurant, our business changed in 2019 when we joined delivery platforms like DoorDash that help us reach new customers and grow our business.

I support Int 0813, because as a small business owner for 11 years I know first-hand that my needs may differ from others in this industry and this legislation would give small businesses like mine what matters most: choice.

During the pandemic, food delivery was crucial for many restaurants to survive, especially independent and small restaurants like mine. However, keeping the current cap for third-party delivery apps poses a risk to how I want to continue to leverage these platforms. This amendment addresses that concern by ensuring I am able to better take advantage of these important tools that can help me reach even more customers outside of our neighborhood, which is essential in New York City.

There are a lot of barriers to providing delivery at an individual restaurant, it can be expensive and unreliable, but increasingly we need to leverage delivery because it works best for so many customers. This amendment ensures that we will continue to have access to important services from third-party platforms, which is critical to our operations, but it also allows us to tap into additional tools when we need to.

There are a number of reasons restaurants may need to scale their visibility and reach up or down depending on the situation, such as changes in hours, new menu items, or opening new locations. We need to leverage every opportunity we can to engage with our customers and it just doesn't work to continue with the current policies that limit our ability to allocate these resources in the way that works best for us.

It's also possible that without changes to the current rule, platforms may look to cut services or increase delivery prices. What this means is delivery becomes more expensive to our customers, resulting in fewer orders and lost revenue. Margins are already tight and we are battling difficult economic times. Some restaurants may not be able to survive a decrease in orders if some customers increasingly find themselves priced out of delivery.

Given these concerns, I encourage the City Council to consider supporting the proposed legislation that would amend the current cap on the commissions for third-party delivery services. Delivery provides a crucial service for small businesses like mine and every business deserves the right to decide what is best for their own needs.

Thank you for the opportunity to submit testimony.

Sincerely,

Ben Hsieh
Owner of New Fully Bakery
Queens, NY



Burger Time

1080 Morris Park Avenue

Bronx, NY 10461

(718) 239-6210

My name is Rocky Miano, and I own Burger Time in the Bronx.

Thank you for supporting New York restaurants. The pandemic was very hard and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 – and an amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help us during the pandemic. But the fee cap in the law is not only on delivery. The cap also stops me from paying delivery apps for marketing and promotion services that I may want to pay for because they help me get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so I can pay more promotion money if I choose to. That's a good balance, and that's what I support. I should be able to spend my money to grow my business.

Some of the food delivery apps build restaurant websites, provide software that helps customers place orders, and will list my daily specials so customers see me first. These cannot be done for free, so this amendment makes sure that I can pay for those services if they will help my business grow.

Many small restaurants stayed open during the pandemic because the delivery platforms made online ordering and delivery easy. If they are selling extra services that I think are worth the money, it should be my choice whether to use those services and pay extra for them

The delivery fee cap is excellent and I appreciate that it saves me money. But the Council should remove the fee cap on marketing services because I know best how to grow my business, and if the delivery apps can help me get more customers I'm happy to pay extra for that service.

Thank you for capping restaurant delivery fees during the pandemic. This has saved our

restaurant money, but the law should not limit how much our restaurant can spend on marketing services with food delivery apps. When business is slow, I need to be able to decide how much to spend on advertising and marketing, and that should be my choice and not the government's decision.

Running a restaurant is hard. I know my customers and my neighborhood, and I know best how to market and promote our restaurant. It's not the government's business to tell me how to spend marketing and advertising money. I need to do what's best for my restaurant.

My restaurant has been in business for 9 years. It was good that the law limited delivery fees because that helped us, but sometimes we want to use a delivery app's marketing or promotional service to help boost our business. The Council should change the law so we can choose our own marketing and delivery services and pay whatever amount we think is fair.

Some restaurants advertise on radio, billboards, the internet, and some mail coupons. Every restaurant is different, and owners have to make the best choices for our restaurants every day. The government should not decide how we spend our advertising and marketing money and grow our business. That should be our decision, so you should support this bill to amend the law.

As any owner will tell you, staying afloat in the restaurant business is always a struggle, and COVID made it almost impossible. I'm grateful the Council helped restaurants like mine during the pandemic. But it's my restaurant, and I need the freedom to decide how to spend money growing my business. Please support this amendment so it's my choice how to spend my money. I don't have a big marketing and advertising budget like the chain restaurants, so I have to pick carefully where I advertise and how I promote my business. If I want to spend extra money on delivery app marketing services that's my choice and it should be my right. The Council needs to give me back my freedom so I can spend my money the way I want. Running a restaurant is hard. This was especially true during COVID. I feel like keeping the delivery fee cap and ending the marketing services fee cap will give me the freedom to make decisions that will benefit my restaurant and my employees.



My name is Wellington Chen and I am the Executive Director of the Chinatown Partnership/ Business Improvement District, based here in New York City.

Thank you for supporting New York restaurants. The pandemic was very hard on many and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 - and the amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help restaurants during the pandemic, but the fee cap in the law is not only for delivery. The cap also stops the restaurants I advocate for from paying delivery apps for marketing and promotion services that they may want to pay for because they help get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so restaurants can pay more promotion money if they choose to. That's a good balance, and that's what I support. They should be able to spend their money to grow their business how they see fit.

Some restaurants advertise on the radio, on billboards, on the internet, and some mail coupons. Every restaurant is different, and owners have to make the best choices for our restaurants every day. The government should not regulate how people spend their money on advertising and marketing as they continue to grow their businesses. That should be their decision, and I urge you to support this bill to amend the law.

Thank you.

Wellington Chen

Executive Director

Chinatown Partnership, Business Improvement District

Church Alive Development Corp.

315 East 170th Street Bronx, New York 10456

Telephone 347-271-7552 Email: churchalivecc@yahoo.com

Bishop Dr. Timothy Birkett, Senior Pastor

March 24, 2023

Honorable City Council Members,

My name is Reverend Shaun Wills. I am the Assistant Pastor at Church Alive Community Church, and I am making this presentation on behalf of Bishop Dr. Timothy Birkett, Senior Pastor of Church Alive Community Church, President of Church Alive Development Corporation and President of the Church Alive Clergy Partnership of the Bronx. The following statement by Bishop Birkett is in support of this Bill, INT 891, and the New York Yankees.

The 30 years that the New York Yankees organization has made it possible for my organization to distribute over 200,000 bags of food to needy families as well as 3,000 \$25 dollar food vouchers to families every year, and in my experience, serving on the community board, many young people have been given scholarships by the Yankees organization. Except for the benevolence of the New York Yankees, we would not have been able to meet the desperate needs of the families in the Bronx, the most undernourished county of the 62 counties of New York State.

The donations of the New York Yankees organization are only the tip of the iceberg as to the amount of revenues that non-profit organizations can receive if INT 891 is passed, allowing charitable organizations to conduct games of chance, (far beyond BINGO). By using the sports organizations as a means of fundraising, many non-profit organizations would benefit such as ministries that strive to meet the holistic needs of the people they serve through the provision of food pantries, soup kitchens, halfway houses and daycare. Funds could also be provided for mental illness, hospital medical research, programs for the handicapped, rehab programs, and more.

In closing I pray that you will realize the importance of making the right decision and I'm sure God will bless you.

Respectfully yours,

Shaun Wills, Assistant Pastor, Church Alive CC
Bishop Rev. Dr. Timothy Birkett, President
Church Alive Development Corporation
Bronx Clergy Partnership

Testimony of Dr. Mark Drapeau

IN SUPPORT of INT. 813

Establishing exemptions for third-party food delivery services from the limits on fees charged by such services on food service establishments

March 29, 2023

10:00 am, New York City Hall

I am Dr. Mark Drapeau, Editor In Chief of the Data Catalyst Institute, a research organization.

There is absolutely no doubt that restaurant delivery service fee caps favor large, expensive, and chain restaurants and hurt small, local, family-owned restaurants. The economic and real-world data is clear and convincing.

The New York City fee cap hurts small restaurants even more, by stopping restaurants - who know their business better than any of us - that wish to spend their money on delivery app marketing services. Because smaller restaurants have smaller marketing budgets, they are more likely to use low-cost pay-as-you-go delivery app marketing services. The good news is that smaller restaurants which suffer the most under New York City's current law will benefit the most if you amend the law as proposed.

In 2022, my organization, the [Data Catalyst Institute](#), convened an expert working group to explore this important issue. Our law, economics and industry experts reached consensus on several aspects of the restaurant delivery marketplace, but most importantly they concluded that fee caps have unintended consequences which ultimately harm people in unexpected ways.

- For this hearing, the most important unintended consequence is that fee caps reduce delivery workers' pay. If delivery companies charge lower fees to restaurants and consumers, the reduced revenue must be accompanied by cost-cutting. When revenue-per-delivery goes down because of a fee cap, costs-per-delivery must go down by paying the delivery worker less.

- An additional consequence of restaurant fee caps is that fees are imposed on consumers. When consumer fees increase, consumers inevitably tip delivery workers less. That's how consumers behave.

When the fee cap was initially legislated, COVID-19 restrictions had practically ended indoor dining and restaurants needed delivery apps to survive. Your concern about the market and delivery services' pricing power was reasonable at the time.

But as the pandemic ended, every large city in the country eliminated their delivery services fee cap or modified it to do precisely what today's proposed amendment would do - remove the fee cap on marketing services so restaurants can make their own choices of how to spend their money.

This amendment will help New York's smallest restaurants and help delivery workers. I urge your support.



TESTIMONY

Preliminary Budget Hearing:

“New York City’s Worker Cooperative Business Development Initiative:
Worker Cooperatives As A High Road Business Model for Workers and Communities”

Presented to:

New York City Council, Committee on Consumer and Worker Protection
Hon. Marjorie Velázquez , Chair
Wednesday, March 29, 2023

Prepared By:

Anh-Thu Nguyen
Director of Strategic Partnerships

**New York City Worker Cooperative Business Development Initiative
Democracy at Work Institute**

60 Broad Street
24th Floor #1550
New York, NY 10004

Good afternoon, Chair Velazquez and distinguished members of the New York City Council Committee on Consumer and Worker Protection. It is an honor to address you all as I submit testimony in support of the hardworking worker-owners in our communities. My name is Anh-Thu Nguyen and I am the Director of Strategic Partnerships at Democracy at Work Institute, also known as DAWI by our partners.

On behalf of DAWI and the 14 organizations that make up the Worker Cooperative Business Development Initiative (WCBDI), we thank you for the opportunity to speak about economic development in our communities and worker cooperatives' unique ability to establish, grow, and retain community wealth. Since fiscal year 2015, your support has helped WCBDI transform this potential into real change for working families in our communities.

- The initiative has created more than 1000 jobs and pathways to business ownership, with a median business size of 5 worker-owners.
- We have reached more than 9000 entrepreneurs with education and technical assistance services.
- We have created more than 175 new worker cooperative businesses.
- We are creating high road work and pushing for improved protections and industry standards especially in traditionally low wage, traditionally exploitative industries like homecare, cleaning/janitorial services, and childcare—providing higher hourly wages, better working conditions (safer during COVID) and building wealth and equity for workers, who are primarily immigrant women of color.

In addition, DAWI and other WCBDI members like Center for Family Life, NYC Network of Worker Cooperatives and Workers Justice Project are developing worker-owner leadership and civic engagement as advocates, partnering with the DCWP Paid Care Advocate, National Domestic Workers Alliance, 1199 SEIU and policymakers at the local and state levels to improve worker conditions in the care industry.

Since 2014, with deep, committed, and consistent City Council support, the WCBDI has worked to build a comprehensive ecosystem capable of bringing new jobs to communities most in need; building successful local businesses, and providing the technical assistance, education, and outreach required to ensure success. The outcome is that New York City continues to be the largest worker cooperative ecosystem in the United States and a model for sustainable, inclusive economic development for cities across the country, including Boston, Philadelphia, San Jose, and Madison following our lead. New York is also home to the largest worker cooperative in the country: Cooperative Home Care Associates in The Bronx, which has more than 2,000 employees, and has become a model for high-road home health care industry practices nationally.

Worker cooperatives are a haven for workers in low wage industries who have been traditionally marginalized and excluded from the broader economy. In NYC, the majority of worker-owners are women from communities of color in industries like janitorial services, home health care, and child care. Through worker ownership, these individuals are bringing home living wages,

building assets that contribute to financial stability, building worker power and leadership, and transforming industry standards for the better over time.

Worker cooperative businesses are unique in their ability to establish, grow, and retain community wealth, to make entrepreneurship accessible, and to create stable, dignified work. It is critical to continue the work that we are doing to improve worker protections, offer a means to build and root wealth in local communities, and sustain and grow the diversity of the small businesses in NYC for the next generation.

We urge City Council to continue investing in worker cooperatives and the workforce development ecosystem in NYC, through enhancing WCBDI funding to \$4.9 million for FY24. This will provide for the start-up of 29 new worker cooperative small businesses, with positions for 103 new jobs in cooperatives, assist existing cooperatives through 2,830 service requests, and outreach to 1,769 cooperative entrepreneurs, and help build models that can transform industries, create jobs worth having for workers, and improve services for the New Yorkers using them.

Thank you for the opportunity to testify today. We look forward to continuing the work to develop worker leadership, develop high road business models that positively transform industries, and create more resilient, strong communities through worker cooperative businesses.



**New York City Council Committee on
Consumer and Worker Protection
Chair, Councilmember Marjorie Velasquez**

**Testimony on Intro 0813-2022
Sascha Owen, Senior Manager, Government Relations DoorDash
March 29, 2023**

Good morning. My name is Sascha Owen and I am the Senior Manager of Government Relations for New York at DoorDash. We are a technology company whose mission is to grow and empower local economies, including in New York City. We do that by partnering with thousands of local businesses for online ordering, pickup, delivery, and marketing services. We also empower New Yorkers from all walks of life to earn money when, where, and how they choose by delivering meals and other essentials to their communities.

Offering Choice, Flexibility, and Transparency For Restaurants

I want to thank Chair Velasquez, Councilmember Holden and all members of the Committee for the opportunity to testify today on Intro 813, a critical bill that would give restaurants the ability to choose the services that best suit their needs and ensure delivery workers can continue to earn on the platform.

I want to be clear about what the proposed amendments would and would not do if adopted. The amendments would *not* eliminate fee protections or require restaurants to pay exorbitant fees to access delivery, pickup, and marketing services. Rather, the amendments would ensure that all restaurants continue to have access to valuable options for those services at or below the limits currently in place, while being able to take full advantage of all the tools that DoorDash offers restaurants to attract customers and grow their revenue. And this model is not new—it's been successfully adopted in major cities like San Francisco, Seattle, Portland, and Minneapolis.

Since we introduced our new Partnership Plans in April 2021, DoorDash has offered all small- and medium-sized restaurants across the country the option to obtain delivery and pay only a 15% commission, without being required to pay for any other services if they don't want to. DoorDash developed these partnership plans with our restaurant partners, with a focus on choice, transparency, and flexibility.

The Basic plan, our most cost-effective way for restaurants to offer local delivery and pickup to customers on DoorDash, still offers tremendous value to local restaurants. For example, restaurants on Basic can be found in valuable homepage carousels that reach consumers, like "Fastest Near You," "Most Popular Restaurant," and others, while also maintaining access to our suite of marketing and analytics tools and live support, just like those on our Plus and Premier plans. Our Plus and Premier plans help restaurants reach even more people through access to our most loyal customers as part of DashPass, an expanded delivery area, and reduced delivery fees for customers. The Premier plan also includes a Growth Guarantee—DoorDash will refund a restaurant's commission costs for that month unless the restaurant accepts at least 20 orders.



The proposed amendments would require DoorDash to continue to offer restaurants low-cost options—such as our existing Basic plan—permanently. Restaurants will *not* be faced with expensive one-size-fits-all solutions; they'll have a variety of options built to meet their specific needs.

Why Change Is Needed: Unintended Consequences For Customers, Dashers, and Restaurants
Opponents of this compromise solution have claimed that the status quo is better for restaurants. But this is not a choice of adopting the proposed amendments or simply maintaining the status quo. The current status quo is unsustainable, and like all price controls, the current limit on fees could create unintended consequences that will ultimately hurt customers, Dashers, and restaurants.

The fees that restaurants pay DoorDash help us cover the costs of running and improving the platform for all stakeholders. Commissions help cover Dasher pay; automatic occupational accident insurance and third-party auto liability insurance for Dashers; 24/7 support and safety resources for Dashers; live support for customers and restaurants; the software that powers online ordering for restaurants, and the Merchant Portal, which gives restaurants access to tools that help them better understand and grow their business, the ability to respond to customer reviews and feedback, and many other features.

However, if the law stays in place unchanged, DoorDash could be required to reduce service levels, raise customer fees, or take other actions that will inevitably lead to fewer orders being placed through the platform. Based on our experience in other markets, we estimate that volume could drop by as much as **12% or 3.5 million** orders annually.

Fewer orders through the platform means fewer earnings opportunities for Dashers. We estimate that Dashers—who earn more than **\$27** per active hour (including tips) in New York City markets—could lose nearly **\$30 million** annually. This loss of volume will also hurt NYC restaurants, who stand to lose more than **\$96 million** in annual revenue (all stats based on FY2022).

These impacts will be felt throughout the city, including in the city's low-income communities and communities of color. **Sixty-nine percent** of independent merchants on the platform are based in communities of color, **68%** of orders are delivered to customers in communities of color, and **90%** of Dasher earnings go to Dashers based in communities of color. **Thirty-seven percent** of independent merchants on the platform are based in low-income communities, **39%** of orders are delivered to customers in low-income communities, and **69%** of Dasher earnings go to Dashers based in low-income communities (all stats based on FY2022).

It's also important to remember that the city's current fee cap does not exist in a vacuum. A citywide earnings standard for delivery workers is likely to take effect later this year, which will further raise costs for platforms, and could exacerbate the unintended consequences of the city's fee cap. We should ensure that the intention to establish a standard wage for delivery workers is not undermined due to extreme consumer costs and reduced restaurant orders. The local economic development that third party delivery provides will be undermined if regulations do not balance the needs of customers, delivery workers and merchants.



Our Mission: Growing and Empowering Local Economies

Empowering and helping restaurants grow is core to what we do at DoorDash. DoorDash co-founder and CEO Tony Xu moved to the United States from China as a child and grew up working alongside his mom in a restaurant, showing him first-hand the challenges that working in a small business presents. The concept for DoorDash grew not only out of this experience but after hearing from small business owners that they struggled to fulfill delivery orders; they didn't have enough delivery orders consistently to hire staff on a full- or part-time basis, but they recognized that those orders could help them make payroll, pay rent, and even expand to additional locations. This provided the vision for DoorDash, and since our earliest days, we have worked to ensure that every business in the neighborhood can succeed and every community can flourish.

Today, we are achieving those goals in New York City, where there are nearly **17,000** stores on the DoorDash platform. In 2022, more than **41 million** orders were placed with merchants in the city, accounting for more than **\$936 million** in merchant sales.

Supporting the communities and the restaurants we serve is a responsibility we take especially seriously, and one that took on even greater importance during the pandemic. As cities and states issued guidance restricting the operations of restaurants and other businesses, delivery and pickup services helped reduce person-to-person contact while ensuring residents had access to food and other essentials.

Here in New York City, at the start of the pandemic, we expanded initiatives to support restaurants, delivery workers, and community members:

- Within the first few weeks of lock-down we moved swiftly to temporarily reduce commissions by 50% for all restaurants with five or fewer locations, providing over \$100 million in relief for our local partners across the U.S.
- We partnered with the New York City Hospitality Alliance to offer \$500,000 in grants to help small, locally owned, New York City restaurants keep their doors open during the winter months. See [here](#) for the recipient list.
- We also provided \$350,000 to ROAR/Robinhood for restaurant worker relief.
- In March 2021, we launched our Main Street Strong Accelerator with 25 New York City-based restaurants receiving \$20,000 as well as access to a curriculum of business education and resources. The program helps women and underrepresented local entrepreneurs gain access to the capital and other tools they need to sustain and grow their business.

A New Chapter For New York City Restaurants

The city first imposed fee limits during the very worst parts of the pandemic, when restaurants were shut down and vaccines were months away. Thankfully, the city has come a long way since that time, as dining rooms have been fully reopened for nearly two years (since May 2021), social distancing and mask requirements have been lifted, and nearly 81% ([source](#)) of all NYC residents are vaccinated (completed primary series). DoorDash has similarly evolved since then to better serve all of our stakeholders, including our restaurant partners, as third-party delivery continues to play an important role in helping these local businesses reach their goals.



We know that every business is different, and restaurants deserve the ability to select the products and services that best support them. This proposal would empower New York restaurants to choose from a range of partnership plans that we offer to fit their unique needs and help them access products and services to connect with new customers, grow their business, and continue to flourish.

The proposed amendments reflect the new reality we find ourselves in without risking unintended consequences for customers, Dashers, and restaurants along the way. We ask for your support in adopting them.



Memorandum

To:	New York City Council Speaker Adams; New York City Council’s Consumer and Worker Protection Committee
From:	DoorDash, Inc., Grubhub Inc., and Portier LLC (“Uber Eats”)
Date:	March 29, 2023
Re:	New York City’s Permanent Fee Cap Legislation

I. INTRODUCTION

On March 29, 2023, the New York City Council (the “City Council”) will hold an important hearing on whether to amend the permanent commission cap currently in place in New York City (the “City”). N.Y.C. Int. No. 813-2022. This memorandum sets out the numerous compelling legal reasons why it should do so.

Simply put, the existing commission cap (the “Ordinance”), N.Y.C. Int. No. 2390, Local Law 2021/103, codified at N.Y.C. Admin. Code § 20-563 *et seq.*, is clearly unconstitutional. It unlawfully shifts revenues from one class of businesses to another, expressly invalidates lawful contracts between private businesses, and prohibits platforms from achieving a fair return on their investments. Accordingly, and as discussed in detail below, it violates the U.S. Constitution’s Contract, Due Process, Equal Protection, Takings, and Dormant Commerce Clauses, as well as corresponding New York law, including limits on the City’s police power.

For these reasons, the Ordinance is subject to being struck down in its present form in the near future. Indeed, DoorDash, Grubhub, and Uber Eats, represented by law firm Gibson, Dunn & Crutcher LLP, are currently challenging the Ordinance in the U.S. District Court for the Southern District of New York. *See DoorDash, Inc. v. City of New York*, No. 1:21-cv-07564 (S.D.N.Y.). (The complaint filed in that action is attached as Exhibit A.) And a similar ordinance was challenged in San Francisco, where Judge Edward Chen of the U.S. District Court for the Northern District of California found that DoorDash and Grubhub successfully pleaded constitutional challenges to a similar price control in San Francisco. *See DoorDash, Inc. v. City of San Francisco*, 2022 WL 867254 (N.D. Cal. Mar. 23, 2022). And, as discussed below, Second Circuit precedent (which is binding in New York federal courts) uses a higher level of scrutiny for Contract Clause violations than the Ninth Circuit, making the Ordinance even more susceptible to a successful challenge. Further, the Supreme Court of Washington recently held that Instacart stated plausible constitutional claims against a Seattle law that similarly interfered with the payment terms in

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contracts between third-party delivery platforms and their independent contractors. *Washington Food Indus. Ass'n & Maplebear, Inc. v. City of Seattle*, --- P.3d ---, 2023 WL 1830835 (Wash. Feb. 9, 2023) (en banc).

II. BACKGROUND

During the pandemic, DoorDash, Grubhub, and Uber Eats each complied with the temporary cap the City imposed to purportedly address the COVID-19 restrictions on indoor restaurant dining, notwithstanding the tremendous expense it imposed on them and the cap's many constitutional deficiencies (outlined below), in an effort to help mitigate the challenges facing restaurants in light of the COVID-19 crisis and to foster a productive relationship with the City.

But once the crisis abated, the City took the unprecedented step of making the once temporary, emergency price control *permanent* in an industry that had previously been unregulated despite the total lift of indoor dining restrictions and the end of the declared emergency (the original justification for the temporary price control). The Ordinance, effective as of January 24, 2022, provides in relevant part:

- a. It shall be unlawful for a third-party food delivery service to charge a food service establishment a delivery fee that totals more than 15% of the purchase price of each online order.
- b. It shall be unlawful for a third-party food delivery service to charge a food service establishment any fee or fees, other than a delivery fee and a transaction fee, for the use of their service that totals more than 5% of the purchase price of each online order.
- c. It shall be unlawful for a third-party food delivery service to charge a food service establishment a transaction fee that totals more than 3% of the purchase price of each online order, provided however that a third-party food delivery service may charge a food service establishment a transaction fee of more than 3% of the purchase price of an online order if:
 - (i) such transaction fee is charged to the food service establishment in the same amount as the charge imposed upon the third-party food delivery service for such online order, and
 - (ii) such third-party food delivery service can provide proof of such charge imposed upon it to both the department and the relevant food service establishment upon request.

N.Y.C. Admin. Code § 20-563.3.

The Ordinance imposes a penalty of up to \$1,000 per violation, which “shall accrue on a daily basis for each day and for each food service establishment with respect to which a violation of this subchapter or any rule promulgated pursuant to this subchapter was committed.” *Id.* § 20-563.10

The Ordinance also requires the Commissioner of Consumer and Worker Protection to conduct and issue a report, for the first time in September 2023, describing the effects of the Ordinance, and make “recommendations related to either the maintenance or adjustment of the [Ordinance].” *Id.* § 20-563.3. But, as far as we are aware, the City enacted the law before conducting any research

or analysis as to the Ordinance’s effect on consumers, restaurants, platforms, or the local economy, nor are we aware of any such analysis the City has conducted since.

Platforms¹ provide numerous services to restaurants—including, but not limited to, advertising and promoting the restaurants and their food, paying delivery providers maintaining e-commerce platforms on which consumers can view menus and place orders, maintaining customer-service and technical-service departments to assist consumers, and transmitting orders to restaurants. Restaurants choose to partner with platforms to purchase these valuable services that help restaurants grow their business. These services are expensive to operate, and due to the City’s imposed price controls, platforms have been forced to forego revenues that would help offset their costs.

Moreover, the Ordinance fails to account for the fact that no restaurant or consumer is forced to use any platform’s technology; indeed many do not. Yet, in permanently fixing the prices that platforms can charge for their services to restaurants, the City treats these platforms as public utilities—typically, the only services subject to permanent price controls—without providing the benefits and protections that such utilities receive.² In contrast to such utilities, platforms are not sole providers of essential services, but fierce competitors in a free market that provide restaurants with various levels of services to choose from at different price points (if they choose any at all). *See Lawson v. DoorDash, Inc.*, Case No. 4:23-cv-00110-BP (W.D. Mo March 1, 2023) (ECF No. 55) (holding that DoorDash cannot be compared to a utility because “[u]nlike a utility – which often has monopoly-like power – [DoorDash] is not the sole source of food for anyone”).

III. LEGAL ANALYSIS

The Ordinance is unlawful for several independent reasons. It violates the Contract Clause because it substantially interferes with existing contracts without substantial justification. It violates the Due Process and Equal Protection Clauses because shifting wealth from one group of economic actors to another is not a legitimate legislative purpose, and a permanent cap is not rationally related to COVID-19 pandemic relief. It violates the Taking Clause because it takes platforms’ property without just compensation. And it violates the Dormant Commerce Clause by discriminating against out-of-state commerce without sufficient justification. Finally, the cap exceeds the City’s police power because it does not promote public health, safety, or general welfare.

A. Contract Clause

¹ We disagree that the term “third-party food delivery service” appropriately describes the technology platforms subject to the law, and instead use “platforms” throughout.

² When public utilities are subject to price controls, the government entity gives before it takes: it gives the utility a monopoly over a market, and then it controls pricing as a necessary restraint of that monopolistic power; but in doing so, the utility remains profitable. The Ordinance stands in stark contrast.

“No State shall . . . pass any . . . Law impairing the Obligation of Contracts.” U.S. Const. Art. 1, § 10. The Contract Clause demonstrates the “high value” that the Framers placed “on the protection of private contracts.” *Allied Structural Steel Co. v. Spannaus*, 438 U.S. 234, 245 (1978). By limiting state and local governments’ “ability to modify . . . contracts between other parties,” *Teachers’ Ret. Bd. v. Genest*, 154 Cal. App. 4th 1012, 1026 (2007), the Contract Clause protects against “special-interest redistributive laws,” *Ass’n of Equip. Mfgs. v. Burgum*, 932 F.3d 727, 732 (8th Cir. 2019) (striking down law that “primarily benefits a particular economic actor”). A law violates the Contract Clause when it: (1) substantially impairs a contract, and (2) is not drawn in an “appropriate” and “reasonable” way to advance “a significant and legitimate public purpose,” but rather provides “a benefit to special interests.” *Energy Rsrvs. Grp., Inc. v. Kan. Power & Light Co.*, 459 U.S. 400, 411-12 (1983). Laws that, as here, “appear in spirit, in language, and in . . . application to be directed only to the benefit of the ‘special interests’” are unconstitutional. *W. End Tenants Ass’n v. George Wash. Univ.*, 640 A.2d 718, 736 (D.C. 1994). The Ordinance’s permanent cap indisputably interferes with platforms’ contracts with restaurants for the purpose of benefiting a particular economic actor, in violation of the Contract Clause.

Importantly, the Second Circuit recently reversed a dismissal of Contract Clause claims against the City of New York, finding that plaintiffs adequately pleaded that a local law permanently preventing landlords from recovering unpaid rent affected a substantial impairment of their contracts and was not reasonable or appropriate to serve a legitimate public purpose. *Melendez v. City of New York*, 16 F.4th 992 (2d Cir. Oct. 28, 2021). The Second Circuit in *Melendez* found that plaintiffs stated a claim for relief, in part, because the challenged law was not limited to a period of emergency and it was not sufficiently foreseeable that such regulation was forthcoming. The court held that the challenged law “substantially undermine[d] the landlord’s contractual bargain, interfere[d] with his reasonable expectations, and prevent[ed] him from safeguarding or ever reinstating rights to which he was entitled,” *id.* at 1035. The court noted that the Contract Clause does not permit the State to “allocate . . . economic burden” on “a discrete group of private persons,” where the costs should be on “the many shoulders of the citizens of the state” (such as through taxes or other “governmental program[s]”). *Id.* at 1042.

Similarly, the Washington Supreme Court recently held – in a unanimous decision by all members of the state’s highest court – that Instacart stated plausible claims under the Contracts and Takings Clauses against a Seattle law that, among other things, imposed premium pay requirements for independent delivery providers that work with platforms like Instacart. *Washington Food Indus. Ass’n*, 2023 WL 1830835. Like the Ordinance, that law altered the contractual relationship between Instacart and the independent contractors that use its platform. The court also held that Instacart’s claims were eligible for damages and attorneys’ fees under 42 U.S.C. § 1983. Moreover, the court found plausible constitutional claims notwithstanding that, unlike the Ordinance, that challenged law was expressly limited to the duration of the COVID-19 civil emergency.

Here, the Ordinance disrupts valid, voluntary, and existing contracts entered into between platforms and restaurants and rewrites the central term of these contracts: the payment terms. Many of these contracts were made before the City’s price controls were even contemplated, much

less enacted. Such disruption, especially in a historically unregulated market, violates the Contract Clause. *See DoorDash*, 2022 WL 867254, at *7 (finding that platforms’ “relationship with merchants have hereto been entirely unregulated without price caps” and rejecting the city’s argument that such caps were foreseeable to plaintiffs). Legislation clearly targeted to impair the contracts of a particular disfavored group cannot withstand Contract Clause scrutiny. *See Nieves v. Hess Oil Virgin Islands Corp.*, 819 F.2d 1237, 1252 (3d Cir. 1987).

B. Due Process and Equal Protection Clauses

The City may not deprive any person of life, liberty, or property without due process of law. U.S. Const. amend. V, XIV; N.Y. Const. Art. I, § 6. Under the United States and New York State Constitutions, laws must be rationally related to a legitimate legislative purpose. *See Winston v. City of Syracuse*, 887 F.3d 553, 566 (2d Cir. 2018); *People v. Diaz*, 150 A.D.3d 60, 62 (1st Dep’t 2017). Similarly, the City may not deny any person “the equal protection of the laws.” U.S. Const. amend. XIV; N.Y. Const. Art. I, § 11. Thus, laws that treat groups differently must “bear[] a rational relation to some legitimate end.” *Romer v. Evans*, 517 U.S. 620, 631 (1996). “By requiring that the classification bear a rational relationship to an independent and legitimate legislative end, we ensure that classifications are not drawn for the purpose of disadvantaging the group burdened by the law.” *Id.* at 632. “Courts have repeatedly recognized that protecting a discrete interest group from economic competition is not a legitimate governmental purpose.” *Craigmiles v. Giles*, 312 F.3d 220, 225 (6th Cir. 2002) (striking down protectionist law under rational basis review); *see also City of Philadelphia v. New Jersey*, 437 U.S. 617, 624 (1978) (“[W]here simple economic protectionism is effected by state legislation, a virtually *per se* rule of invalidity has been erected.”). Due process further prohibits arbitrary action and guarantees a “fair return on investment.” *Wolff v. McDonnell*, 418 U.S. 539, 558 (1974). Thus, a price-fixing law violates due process when it is confiscatory. *Pennell v. City of San Jose*, 485 U.S. 1, 11 (1988) (no violation where, unlike here, law “guaranteed a fair return on [] investment”); *Fed. Power Comm’n v. Nat. Gas Pipeline Co.*, 315 U.S. 575, 585 (1942) (even where price controls are permissible for public utilities, the rate must not be “confiscatory in the constitutional sense”).

The Ordinance is not rationally related to any legitimate public purpose. Favoring a specific industry and requiring other private businesses to subsidize that favored industry is not a legitimate legislative purpose. *See Burgum*, 932 F.3d at 732; *Craigmiles*, 312 F.3d at 225. In *Cohen*, for example, the New York Court of Appeals held that an ordinance banning certain Broadway restaurants from selling food from their windows to protect the real estate value of nearby properties bore “no relation to the welfare of the public but [was] designed for the convenience and interest of a special class,” and thus struck down the law. 272 N.Y. at 322; *see also Md. State Bd. of Barber Exam’rs v. Kuhn*, 270 Md. 496, 511 (1973) (recognizing “duty” to “give effect to the Constitution” by striking down laws “purporting to have been enacted to protect the public health, morals, safety and welfare” but in fact having “no real or substantial relation to those objects”); *Midland Elec. Coal Corp. v. Knox Cnty.*, 1 Ill. 2d 200, 209–10 (1953) (striking down law prohibiting strip mining to preserve property values of and limit traffic affecting other non-strip mining businesses and homes because “[z]oning laws that result in relatively little gain or

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benefit to the public while inflicting serious injury or loss on the property owner have always been held by this court to be confiscatory and void”).

Even if there were a legitimate public purpose for the law (there is not), it is not rationally designed to accomplish that purpose. Laws “must find some footing in the realities of the subject addressed by the legislation.” *Lazy Y Ranch Ltd. v. Behrens*, 546 F.3d 580, 590 (9th Cir. 2008). The Ordinance does not. Indeed, the Ordinance makes things worse—not better—for the local restaurants it intends to help. See Alex Stapp, “Price Controls Won’t Fix What’s Ailing the Restaurant Industry,” *Progressive Policy Institute* (Feb. 23, 2021), <https://bit.ly/3h79hnE> (explaining how price controls decrease consumer demands and thereby disproportionately impact small businesses); see *Craigmiles*, 312 F.3d at 225 (striking down law prohibiting sales of caskets by anyone other than a licensed funeral director, which simply “protect[ed] licensed funeral directors from competition” and “harm[ed] consumers in their pocketbooks”).

The Ordinance violates the Due Process and Equal Protection Clauses for another reason: its arbitrary 5% and 15% caps are not justified by any evidentiary findings establishing that those levels are appropriate. In fact, the City arbitrarily imposes a 5% price cap for non-delivery services *only* on companies that also facilitate food delivery. Other companies that offer the same or similar services, including those that use commission fees remain unaffected. The City offers no rational basis for barring platforms from charging more than 5% on non-delivery services but allowing any other company to charge whatever it wants for those same services. *U.S. Dep’t of Agric. v. Moreno*, 413 U.S. 528, 534 (1973) (“[A] bare congressional desire to harm a politically unpopular group cannot constitute a legitimate government interest.”); *Consol. Edison Co. of New York v. Pataki*, 117 F. Supp. 2d 257, 264 (N.D.N.Y. 2000), *aff’d on other grounds*, 292 F.3d 338 (2d Cir. 2002). As a New York court explained, there is no “rational basis for capping fees” without an indication that platforms will “be adequately compensated” for their services. *N.Y. State Land Title Ass’n v. N.Y. State Dep’t of Fin. Servs.*, 169 A.D.3d 18, 32 (1st Dep’t 2019) (“*NYSTLA*”). Without “further ‘empirical documentation, assessment and evaluation’ to support” the caps, they “appear to be based on an ‘arbitrary, across-the-board percentage figure’ . . . ‘so lacking in reason for its promulgation that it is essentially arbitrary.’” *Id.* (citations omitted). The Due Process and Equal Protection Clauses prohibit such arbitrary action.

Finally, as Judge Chen recognized in DoorDash’s challenge to San Francisco’s price cap, legislative price controls violate the Due Process Clause when, as here, they are confiscatory in nature. *DoorDash*, 2022 WL 867254, at *21. To avoid being “confiscatory,” price controls must guarantee businesses “a fair return on their investment.” *Pennell*, 485 U.S. at 13; see also *Kavanau v. Santa Monica Rent Control Bd.*, 16 Cal.4th 761, 772 (1997) (“[W]hen considering whether a price regulation violates due process, a court must determine whether the regulation may reasonably be expected to maintain financial integrity, attract necessary capital, and fairly compensate investors for the risks they have assumed, and yet provide appropriate protection for the relevant public interests, both existing and foreseeable.”).

Even in the utilities context—where government price-setting is more accepted—courts often strike down laws that prohibit companies from recouping their costs. See, e.g., *Bd. of Pub. Util.*

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Comm'rs v. N.Y. Tel. Co., 271 U.S. 23 (1926) (striking down law setting rates at level that forced utility to operate at a loss); *New Orleans Pub. Serv., Inc. v. Council of City of New Orleans*, 833 F.2d 583, 586 (5th Cir. 1987) (local governments may not “trap” costs “by refusing to allow the utility to pass those costs on to consumers”); *Pub. Serv. Co. v. Patch*, 87 F. Supp. 57, 64 (D.N.H. 2000) (“No electric utility can long survive if its retail rates produce less revenue than it has to pay to purchase the power delivered to its retail customers.”). Since the Ordinance causes platforms to incur losses that they cannot recoup, it is unconstitutionally confiscatory.

C. Takings Clause

“[P]rivate property [shall not] be taken for public use, without just compensation.” U.S. Const. amend. V; *accord* N.Y. Const. Art. I, § 7(a). Contracts constitute property within the meaning of the Fifth Amendment and are susceptible to a “taking” within the meaning of the Takings Clause. *See Lynch v. United States*, 292 U.S. 571, 579 (1934); *Ruckelshaus v. Monsanto Co.*, 467 U.S. 986, 1003 (1984) (range of “intangible interests” are “property for purposes of the Fifth Amendment’s Taking[s] Clause,” including contracts). At least one court has already recognized that the impact of permanent caps on platforms’ contracts with restaurants could constitute an unconstitutional taking. *DoorDash*, 2022 WL 867254, at *19; *see also Washington Food Indus. Ass’n*, 2023 WL 1830835, at *13 (finding that Instacart stated a claim that the challenged ordinance interferes with Instacart’s investment-backed expectations and “amounts to a regulatory taking”).

New York City’s commission cap indisputably takes platforms’ property by impairing existing contracts that provide for total fees greater than the arbitrary imposed caps. This burden is not offset by any “benefit[to] the burdened persons.” *Student Loan Mktg. Ass’n v. Riley*, 104 F.3d 397, 402 (D.C. Cir. 1997). Thus, the City’s taking violates the Takings Clause for two independent reasons. First, it is not for “public use,” but rather to benefit a portion of a particular industry. “[T]he Constitution forbids even a compensated taking of property when executed for no reason other than to confer a private benefit on a particular private party,” *Hawaii Hous. Auth. v. Midkiff*, 467 U.S. 229, 245 (1984), which is exactly what the City seeks to do by benefiting restaurants over other industry participants and consumers. Second, the law does not provide for *any*, let alone just, compensation to platforms.

As noted, Judge Chen found that the plaintiffs challenging San Francisco’s permanent price cap stated a claim under the Takings Clause. *DoorDash*, 2022 WL 867254, at *19. In denying San Francisco’s motion to dismiss these claims, the court found that plaintiffs plausibly alleged that the price cap had a substantial economic impact on their businesses and interfered with their distinct investment-backed expectations. *Id.* at *18–19. Similarly, the Washington Supreme Court found that Instacart plausibly alleged that the challenged law “has a significant economic impact” because it could “render its contracts with drivers ‘commercially impracticable.’” *Washington Food Indus. Ass’n*, 2023 WL 1830835, at *12.

D. Dormant Commerce Clause

The Dormant Commerce Clause prohibits state and local governments from unjustifiably discriminating against or burdening interstate commerce. *Am. Bookseller's Found. v. Dean*, 342 F.3d 96, 102 (2d Cir. 2003). If a local law's effect is to favor local economic interests over out-of-state interests, courts generally strike it down "without further inquiry." *Brown-Forman Distillers Corp. v. N.Y. State Liquor Auth.*, 476 U.S. 573, 579 (1986). Even if a law regulates evenhandedly, courts examine whether the municipal interest is legitimate and whether the burden on interstate commerce clearly exceeds the local benefits. *Id.* When a law discriminates against interstate commerce, the municipality must prove that the law serves a legitimate local purpose that could not be served as well by available nondiscriminatory means. *Maine v. Taylor*, 477 U.S. 131, 138 (1986); *United Haulers Ass'n v. Oneida-Herkimer Solid Waste Mgmt. Auth.*, 261 F.3d 245, 255–56 (2d Cir. 2001). The government's justification is "subjected to the strictest scrutiny." *Taylor*, 477 U.S. at 144.

"[E]conomic favoritism" for local business is per se invalid, even if well intentioned. *C&A Carbone, Inc. v. Town of Clarkstown*, 511 U.S. 383, 392 (1994). The Ordinance targets platforms, almost exclusively all out-of-state actors, and it is clearly intended to shift revenue from these out-of-state actors to local businesses. It thus "explicitly treat[s] in-state and out-of-state economic interests differently," *Tri-M Grp., LLC v. Sharp*, 638 F.3d 406, 428 (3d Cir. 2011), by effecting a direct transfer from out-of-state companies to local, in-state businesses as a price of doing business in New York. This is the kind of "straightforward attempt[] to discriminate in favor of local" business that the Dormant Commerce Clause prohibits. *Granholm v. Heald*, 544 U.S. 460, 489 (2005); *see also Philadelphia*, 437 U.S. at 628 (invalidating law that "imposes on out-of-state commercial interests the full burden of conserving the State's remaining landfill space").

Even if the cap only incidentally burdens interstate commerce (it does not), it is still "subject to a balancing test" whereby the law is unconstitutional if "the burden imposed on interstate commerce is clearly excessive in relation to the putative local benefits." *Tri-M Grp.*, 638 F.3d at 427. Here, the law offers no evidence of how local restaurants would actually benefit from it. In contrast, the burdens imposed on interstate commerce are substantial: the law upends parties' contractual relationships and redistributes the costs of those relationships primarily onto out-of-state actors.

E. Police Power

The Ordinance exceeds the City's police power, which must be used to "promote public health or the general welfare," *New York v. Cohen*, 272 N.Y. 319, 322 (1936), rather than favor "a small percentage . . . of the citizenry," *In re Kazas*, 22 Cal. App. 2d 161, 171–72 (1937). Thus, local laws with "no substantial relationship to the public health, safety, or general welfare" are an invalid, "unreasonable exercise of police power." *Durand v. IDC Bellingham, LLC*, 440 Mass. 45, 52 (2003); *see also Fairmont Creamery*, 274 U.S. at 10 (striking down state price-fixing law); *Good Humor Corp. v. City of N.Y.*, 290 N.Y. 312, 320 (1943) (striking down law that "has no reasonable relation to the public health"); *People v. Klinge*, 276 N.Y. 292, 295 (1938) (striking down law regulating sales that was "unreasonable, arbitrary, oppressive, and discriminatory"); *People v. Greenman*, 137 N.Y.S.2d 388, 389 (1952) (striking down law that "bears no relation to the welfare of the public generally but is designed for the convenience and interest of a special

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class”); *Sperry & Hutchinson Co. v. McBride*, 307 Mass. 408, 425 (1940) (local governments may not impose “arbitrary interference with business or irrational or unnecessary restriction” “[u]nder the guise of protecting the general welfare”); *State Bd. of Dry Cleaners v. Thrift-D-Lux Cleaners*, 30 Cal. 2d 436, 448 (1953) (“[T]he price fixing provision of the statute here involved is invalid because it is not, by any recognized or recognizable standard, an enactment providing for the public health, safety, morals, or general welfare.”).

Here, the Ordinance is not designed to benefit the general public and imposes arbitrary and unreasonable restrictions on platforms. Instead, it is designed to economically benefit local restaurants to the detriment of platforms (even the pretextual COVID-19 justification on prior versions of the law was abandoned) and thus lacks a legitimate public purpose. *Metro. Life Ins. Co. v. Ward*, 470 U.S. 869, 883 (1985) (not a legitimate purpose to put out-of-state companies at a competitive disadvantage to favor local industry); *Moskowitz v. Jenkins*, 94 N.E. 1065, 1067 (N.Y. 1911) (law violated police power where its features showed its true purpose was to protect “local shopkeepers from competition”). There can be no “rational basis for capping fees” if the regulated entities will not “be adequately compensated” for their services. *NYSTLA*, 169 A.D.3d at 32. The Ordinance thus exceeds the City’s police powers and should be struck down.



FOR THE RECORD

Enzo's Of Williamsbridge
1998 Williamsbridge Road
Bronx, NY 10461
(718) 409 - 3828



My name is Stephen Dimaria, and I own Enzo's of Williamsbridge Restaurant in the Bronx.

Thank you for supporting New York restaurants. The pandemic was very hard and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 – and an amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help us during the pandemic. But the fee cap in the law is not only on delivery. The cap also stops me from paying delivery apps for marketing and promotion services that I may want to pay for because they help me get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so I can pay more promotion money if I choose to. That's a good balance, and that's what I support. I should be able to spend my money to grow my business.

Some of the food delivery apps build restaurant websites, provide software that helps customers place orders, and will list my daily specials so customers see me first. These cannot be done for

free, so this amendment makes sure that I can pay for those services if they will help my business grow.

Many small restaurants stayed open during the pandemic because the delivery platforms made online ordering and delivery easy. If they are selling extra services that I think are worth the money, it should be my choice whether to use those services and pay extra for them

The delivery fee cap is excellent and I appreciate that it saves me money. But the Council should remove the fee cap on marketing services because I know best how to grow my business, and if the delivery apps can help me get more customers I'm happy to pay extra for that service.

Thank you for capping restaurant delivery fees during the pandemic. This has saved our restaurant money, but the law should not limit how much our restaurant can spend on marketing services with food delivery apps. When business is slow, I need to be able to decide how much to spend on advertising and marketing, and that should be my choice and not the government's decision.

Running a restaurant is hard. I know my customers and my neighborhood, and I know best how to market and promote our restaurant. It's not the government's business to tell me how to spend marketing and advertising money. I need to do what's best for my restaurant.

My restaurant has been in business for 25 years. It was good that the law limited delivery fees because that helped us, but sometimes we want to use a delivery app's marketing or promotional service to help boost our business. The Council should change the law so we can choose our own marketing and delivery services and pay whatever amount we think is fair.

Some restaurants advertise on radio, billboards, the internet, and some mail coupons. Every restaurant is different, and owners have to make the best choices for our restaurants every day. The government should not decide how we spend our advertising and marketing money and grow our business. That should be our decision, so you should support this bill to amend the law.

As any owner will tell you, staying afloat in the restaurant business is always a struggle, and COVID made it almost impossible. I'm grateful the Council helped restaurants like mine during the pandemic. But it's my restaurant, and I need the freedom to decide how to spend money growing my business. Please support this amendment so it's my choice how to spend my money. I don't have a big marketing and advertising budget like the chain restaurants, so I have to pick carefully where I advertise and how I promote my business. If I want to spend extra money on delivery app marketing services that's my choice and it should be my right. The Council needs to give me back my freedom so I can spend my money the way I want. Running a restaurant is hard. This was especially true during COVID. I feel like keeping the delivery fee cap and ending the marketing services fee cap will give me the freedom to make decisions that will benefit my restaurant and my employees.



Testimony for Yankees

Today is an important day in the history of the organization I represent- Food Bank For New York City!

It is our 40th Birthday! And, in honor of our birthday, we were invited by the Empire State Building to participate in a special ceremony this morning, which ends with a special lighting of the Empire State Building in our organization's colors – Orange and Blue, tonight.

By all accounts, it is a special honor, HOWEVER, when I learned that I had an opportunity to testify, in public, in support of the New York Yankees organization, there was **no** other place I would rather be.

You see, for the past three years, Food Bank For New York City and I have had the honor of serving the Bronx community once per month – Yes! Every month, the Yankees make it possible to provide fresh produce and shelf stable food to 500 families.

As you can imagine, this support began in the height of the COVID pandemic, when people were laid off, unemployed, frightened, confused, concerned and hungry.

The Yankees leadership contacted us, Food Bank For New York City, and asked if we could partner, in an effort to serve the community. The answer – “ABSOLUTELY”!

The community response – “Thank You”! “I can see the Yankees care about me”, “I feel rich, thanks to the Yankees”, “It is nice to see the Yankees provide support to the community”, “They are fully present and supportive”.

Since 2009, The Yankees have been a true partner to Food Bank For New York City and the community. Their total investment in Food Bank For New York City equates to **5 million meals** for New Yorkers in need.

The Yankees don't do this for a photo op! They do it for the good of the community. The partnership makes the entire Food Bank For New York City team proud – even those that are die hard Mets fans!

Respectfully submitted,
Janis Robinson
VP of Institutions & Partnerships
Food Bank For New York City

The mission of Food Bank For New York City is to end hunger
by organizing food, information and support for community survival and dignity.



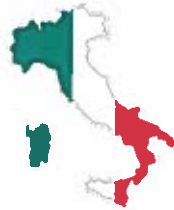
G & R Deli

1928 Williamsbridge Road

Bronx, NY 10461

(718) 931-3450

FOR THE RECORD



My name is Carolina Difuccia, and I own G & R Deli in the Bronx.

I am testifying today to ask you to support this legislation - Bill 813 - and an amendment the delivery fee cap law.

The restaurant delivery fee cap was very helpful during the pandemic. But the fee cap in the law is not only on delivery. The cap also will prevent businesses from paying delivery apps for marketing and promotion services that they may want to pay for because they help get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so restaurants can pay more promotion money if they decide.

Some of the food delivery apps build restaurant websites, provide software that helps customers place orders, and will list my daily specials so customers see me first. These cannot be done for free, so this amendment makes sure that owners can pay for those services if they will help my business grow.

Many small restaurants and delis stayed open during the pandemic because the delivery platforms made online ordering and delivery easy. If they are selling extra services that I think are worth the money, it should be my choice whether to use those services and pay extra for them

The delivery fee cap can save businesses a lot of money. However, the Council should remove the fee cap on marketing services because owners know best how to grow their business, and if the delivery apps can help us get more customers, then they can happily pay more money for that service.

Thank you for capping restaurant delivery fees during the pandemic. This has saved our restaurant money, but the law should not limit how much our restaurant can spend on marketing services with food delivery apps. When business is slow, owners need to be able to decide how much to spend on advertising and marketing, and that should be my choice and not the government's decision.

The food industry business is a challenge. I know my customer base and my local area, and I know best how to market and promote my establishment and do not need to be told by the government how to spend marketing and advertising money.

My establishment has been in business for over 40 years. It was good that the law limited delivery fees because that helped businesses, but owners sometimes want to use a delivery app's marketing or promotional service to help boost our business. The Council should change the law so we can choose our own marketing and delivery services and pay whatever amount we think is fair.

Some restaurants advertise on radio, billboards, the internet, and some mail coupons. Every restaurant is different, and owners have to make the best choices for our restaurants every day. The government should not decide how we spend our advertising and marketing money and grow our business. That should be our decision, so you should support this bill to amend the law.

As any owner will tell you, staying afloat in the restaurant business is always a struggle, and COVID made it almost impossible. I'm grateful the Council helped restaurants like mine during the pandemic.

Please support this amendment so it's my choice how to spend my money. I do not have a large budget for advertising so I have to decide where I advertise and how I promote my business. Owners should decide how to spend extra money on delivery app marketing service, and it should be my right. The Council needs to give businesses back their freedom so they can spend my money the way they determine.

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**TESTIMONY SUBMITTED TO THE NYC COUNCIL
COMMITTEE ON CONSUMER & WORKER PROTECTION
HEARING ON INT. 0813**

Submitted By: Joshua Bocian, Senior Manager of Government Affairs

Good morning. My name is Joshua Bocian, Senior Manager of Government Affairs for Grubhub. I'd like to thank Chair Velasquez, Council Member Holden, and the members of the Committee on Consumer and Worker Protection for this opportunity to discuss the merits of Int. 813.

Grubhub and Seamless have been part of the fabric of New York for over two decades, since Seamless was first founded here in 1999. Today, we have more than 300 employees based at our NYC headquarters located at 5 Bryant Park and a team of over 15,000 delivery partners. I'd like to start by clarifying the relationship between restaurants and marketing companies like Grubhub as many misleading statements have been made, some disingenuous, and you will likely hear more untrue arguments that have nothing to do with the issue before us today.

Our rates: Grubhub's rates are clear and transparent. As you can see here, the services Grubhub offers are on our website for anyone to view. These are the exact tiers of services that are offered to restaurants in all markets and that will be offered to our restaurants in New York when the amendment passes. Any suggestions that the rates are unclear or will be "skyrocketing" are untrue.

Our contracts: Grubhub's contracts are clear, transparent and can be ended by the restaurant at any time. That means any restaurant can change their rate today, or tomorrow, or the next day — whenever they wish.

Our services: Grubhub is a marketing company. We pride ourselves on providing digital marketing and advertising tools that many small restaurants cannot otherwise afford. These include support like search engine marketing and optimization, loyalty and rewards programs, point of sale integration and other services. Restaurants choose services from Grubhub because they are more cost-effective for reaching new customers.

So why are we here today?

Grubhub supports three core groups that are critical to the food delivery ecosystem — small and independent restaurants, delivery couriers and the communities we serve.

We are here today to focus on small and independent restaurants, and how the proposed amendment will help them grow, compete with bigger brands, and support the character of neighborhoods throughout the five boroughs.

One of the inaccurate claims being made is that the amendment will result in higher rates for all restaurants. This is completely false. The language of the legislation is very clear on this point, and it is one we fully agree with: all restaurants on our platform will have the option to continue at current rates.

It's worth taking a step back and remembering the reasons for the original bill.

1. The original regulation passed during the early days of the pandemic in 2020, when the restaurant industry was thrown into chaos. Its goal to protect the restaurant industry is one that we share and remains laudable today.
2. But after three years, this emergency policy has outlived its purpose. New York City's permanent limit on restaurant choice is the ONLY permanent fee cap of its kind in the country. No other city has a similar cap on its books.
3. That's why we support this amendment that maintains core protections on delivery and marketing fees for the restaurant industry.
4. Small and independent restaurants want more choices so they can choose which services are best for them — tools like search engine marketing, promotions to target new customers, analytics using customer data or free websites that allow for direct-to-restaurant orders with no commissions, like Grubhub Direct.

All other major cities that implemented fee caps have since revised or removed them.

1. At the height of the pandemic, New York was one of several major markets that regulated delivery fees.
2. But today, New York is alone.
3. Emergency measures are called that for a reason — they were never meant to be permanent. Nearly every city that enacted fee caps have seen them expire altogether or made adjustments like those in this amendment. San Francisco, the first city in the U.S. to adopt fee caps, struck a compromise last year providing restaurants with more options for marketing services.
4. Other major cities that have codified delivery fees while allowing restaurants to utilize additional marketing services include Philadelphia, Minneapolis, Seattle, and Portland.

Those actively opposing this bill are protecting their own interests.

1. Many of those who support the status quo represent larger, higher-end restaurants in Midtown Manhattan who don't want to lose the competitive advantage they currently have under the existing fee cap.
2. Under the current structure, some restaurants are essentially getting the equivalent of a prime time television ad while paying for the rate of a community access station at 3 a.m. on a Tuesday. Everyone likes getting something for free, but in reality this model is not sustainable.
3. They claim that hundreds of restaurants and bars have signed a petition opposing this amendment. But we know that more than 500 restaurants, many of them smaller establishments who rely on delivery as a significant portion of their sales, signed letters supporting it.

The reality is that small and independent restaurants strongly support having more choices.

1. Grubhub has an ongoing dialogue with restaurants. We speak with them every day.
2. We have heard from small, family- and immigrant-owned restaurants, many operating in neighborhoods beyond the central business districts of Manhattan: they want the chance to compete with big chains and restaurant brands, and they want more options for doing so.
3. Data also bears this out. As was reported by Crain's, a majority of restaurants that participated in a blind survey about the law supported changing the marketing cap while leaving the delivery maximum in place. Among owners and managers of independent restaurants, 86% are in favor.
4. This makes sense. Small, independent restaurants lack the big budgets and large marketing teams that power major restaurant brands.
5. We're encouraged that a number of independent restaurants are here today. Of course, many operators of small businesses can't be here — because they are running their businesses. Some have submitted written testimony and others are represented by various organizations such as chambers of commerce, and we hope all of their words will be given the same attention as those present.

Thank you for the opportunity to share our thoughts on the proposed amendment, and we look forward to continuing to work with the City Council to make all of the communities we serve stronger.

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Testimony of Flex

**Before the New York City Council Committee on Consumer and Worker Protection,
Honorable Marjorie Velázquez, Chair**

March 29, 2023

Thank you for the opportunity to testify today. My name is Kevin Ryan, Head of Public Policy for Flex.

Flex is an association that represents America's rideshare and delivery platforms. Our members include DoorDash, Grubhub, HopSkipDrive, Instacart, Lyft, Shipt, and Uber.

The innovative, forward-thinking app-based industry offers so much to consumers, to communities, and to workers.

Consumers value the convenience and variety of the goods and services available via these app-based platforms.

Communities have seen app-based platforms connect people with new food and transit options and—importantly for today's hearing—expand opportunities for local businesses, like restaurants.

And app-based workers have unprecedented level of control over when, where, how—and how much—they choose to work.

Britt Hammer, an app-based driver, provides a great example of the entrepreneurial spirit that animates this industry. Britt said, "I chose this job, in no small part, because I wanted to have my own business, in which I was able to make my own decisions...."

If you run a local restaurant, you likely share a similar entrepreneurial drive. Part of being an entrepreneur involves being able to market your business, particularly in a deeply competitive environment like the restaurant business in New York City.

That is where today's amendment comes into play. By allowing eateries to choose the level of marketing and technology services from third-party partners that those local businesses want, this Committee can help independent restaurants grow.

What kinds of restaurants would you be helping?

Restaurants that are family-owned. Restaurants that are immigrant-owned. Small and medium-sized restaurants that may not have large marketing resources or teams.

This amendment will help these local eateries showcase the cuisine that the owners, chefs, kitchen managers, and line cooks have put their heart and soul into creating.

At the same time, you would also help create more earnings opportunities for delivery workers.

Because if small and mid-sized restaurants can choose how best to cost-effectively promote and market their restaurant, that means more orders. More orders equal more deliveries, which equals more income opportunities for the 60,000 app-based delivery workers in this city.

For all those reasons, Flex encourages this Committee to adopt this amendment. Thank you again for the chance to provide this testimony.



hac
HAITIAN AMERICAN CAUCUS

To the New York City Council,

On behalf of the Haitian American Caucus, I am writing to urge the City Council to support Int 0813, the proposed legislation that would create ways for small and independently owned restaurants to reach new customers and expand their businesses through third-party delivery platforms.

The Haitian American Caucus is a global community development nonprofit organization whose mission is to provide Haitian communities around the world with access to information and resources that will foster self-development and success. We strive to educate the Haitian community in New York City and globally and provide them with essential tools to ensure their personal and professional success.

Our organization represents New Yorkers of diverse backgrounds, including minority and immigrant New Yorkers with small businesses that rely on the opportunities that third-party delivery services provide. Int 0813 would ensure the businesses that our members own and are employed by can access valuable resources on these platforms that help them to grow and compete.

At the Haitian American Caucus, immigrant-owned businesses should have the opportunity to control how they use third-party delivery platforms by selecting the products and services that best support their needs. Essentially, this legislation allows small businesses to have a choice in how they want to use delivery platforms, which for many restaurants and eateries has helped them grow, expand and reach new customers.

It also keeps low-cost options in place, requiring that platforms continue to offer access to the tools and resources restaurants rely on to continue to grow while providing additional resources for owners looking for expanded opportunities to highlight their business or reach new customers.

Running a small business is difficult and complex, especially for restaurants. Customers are now

increasingly looking for delivery options for many of their favorite neighborhood eateries, but it can be too expensive and unreliable for independent restaurants to maintain their own delivery fleet. This legislation maintains access to these platforms while unlocking access to additional tools that can be vital for some restaurants to compete with larger and better-known or established brands with built-in advantages.

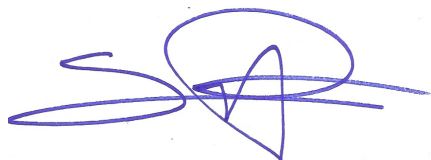
This amendment offers business owners choices in how they wish to scale their partnership with platforms, giving them enhanced benefits if they choose to increase services to fit their needs. Many of the business owners we represent are hard-working individuals that are accustomed to adapting to shifts and changes in the marketplace. It works to their benefit to control how and when to access tools to help them stand out. They need every benefit they can get, and the current rules are too restrictive to empower them to do what's best for their business.

It's also true that as more consumers use delivery platforms, amending the commission cap could also help keep delivery prices down, which would help restaurants in the long run. If these regulations do not change, third-party delivery platforms may have to adapt by reducing services or increasing delivery costs, which would be passed along to restaurants and consumers, driving down the number of orders placed and resulting in less revenue.

Small businesses must do everything they can to fight for survival, predominantly minority- and immigrant-owned businesses, which traditionally face other barriers and disadvantages. The City should be doing everything it can to help ensure its success, and that is why we encourage the City Council to consider supporting the proposed legislation that would amend the current cap on the commission third-party delivery services can charge restaurants. Delivery provides an essential service for our local communities, and every small business deserves the right to decide what is best for its own needs.

Thank you for the opportunity to submit testimony.

Sincerely,

A handwritten signature in blue ink, consisting of several overlapping loops and lines, appearing to be the name Samuel M. Pierre, Sr.

Samuel M. Pierre, Sr.
Executive Director
Haitian American Caucus
spierre@hacus.org

**Testimony re: Allowing charitable organizations to conduct games of chance
at professional sporting venues.**

Submitted to:

New York City Council Committee on Consumer and Worker Protection

Submitted by:

**Jessica Orozco Guttlein, Senior Vice President for Policy and Communications,
Hispanic Federation**

March 29, 2023

Thank you, Chair Velázquez and all other distinguished members of the Committee on Consumer and Worker Protection for the opportunity to provide testimony. My name is Jessica Orozco Guttlein and I am the Senior Vice President for Policy and Communications for Hispanic Federation (HF); a non-profit organization seeking to empower and advance Hispanic communities through programs and legislative advocacy. I am also representing the best interest of Hispanic Federation's 400 member and partner nonprofit organizations across New York City committed to improving Latino outcomes and opportunities in the city.

HF would like to acknowledge and publicly thank Council Member Salamanca and Councilmember Velázquez for sponsoring Int. 891—A Local Law to amend the administrative code of the city of New York, in relation to allowing charitable organizations to conduct games of chance at professional sporting venues. HF is in support of Int. 891 as it presents a great opportunity for nonprofit organizations to receive funds to conduct their impactful work of supporting and elevating vulnerable communities.

Split-the-pot or 50/50 raffles have been used as fundraisers by nonprofits for quite a few years, now often with tickets offered both in-person and online. The cash prize is attractive to the ticket buyers, and because the size of the winner's pot depends on the number of tickets sold, buyers may encourage others to buy tickets as well. The New York Jets, Buffalo Bills, Kansas City Chiefs,



and the Houston Astros, all successfully use games of chance to benefit their charitable foundations and/or nonprofits in their communities.

Through 50/50 raffles, professional sports teams typically raise money for charitable causes in order to maximize interest and ticket sales, demonstrate their commitment to specific populations and causes, and enhance their public image as good corporate citizens.

Specific beneficiaries, like nonprofits, may improve ticket sales where sell-out crowds are not the norm. Youth sports teams and other small nonprofits regularly hold events like 50/50 raffles because they bring in operating funds with very little work. In addition, these raffles have a high return on investment (ROI). Online sales can be very inexpensive once a system is adopted and implemented. Teams often have foundation or organizational volunteers selling tickets in and near the stadiums.

Nonprofit organizations like Hispanic Federation work night and day to provide for our communities across New York City. Various emergent needs have forced community-based organizations to provide services in numbers they were never meant to provide. The COVID pandemic put unprecedented burdens on our organizations. The surge of asylum seekers forced organizations to provide critical support to families in need. Organizations and food pantries have served an increasing number of families due to the rising cost of food and housing.

Despite the critical work that our Latino-led organizations conduct, in comparison to other nonprofits, organizations that assist people of color or have nonwhite executive directors find it more difficult to secure adequate funding. Charities run by or serving nonwhite communities raise less money through donations and grants from the government, foundations, or businesses.¹ This is a systemic challenge that makes it incredibly difficult for community-based organizations, especially those that work with underprivileged populations, to meet the demanding needs of our vulnerable communities.

¹ <https://www.philanthropy.com/article/nonprofits-led-by-people-of-color-get-less-funding-than-others>



In fact, one recent study conducted in 2020 found that nonprofits managed by people of color receive less grant money and are given less authority to decide how to use that money than organizations with white leaders.² This analysis also found that budgets for groups led by white individuals were 24% bigger than those for organizations led by persons of color.

Funding provided to charity organizations through these games of chance would be extremely valuable to organizations as they are usually undesignated funds. The majority of grants that nonprofits receive are to conduct certain programs and meet specific goals. For example, when an organization is provided a grant to provide hunger relief, no matter how big or small the grant amount, that organization has deliverables to meet in the program area of hunger relief. Funds secured through games of chance can be used by nonprofits to meet unplanned needs, like increasing their services to account for an emergency – increased need for food due to rising costs of groceries and housing, legal assistance for immigrants, etc. Undesignated funds can also be used for hiring new staff, professional development, or capacity building.

Hispanic Federation is in support of Int. 891 to allow charitable organizations to conduct games of chance at professional sporting venues so our organizations can have the opportunity at securing an additional stream of funding to support impactful programs.

Thank you for your time.

² <https://www.bridgespan.org/insights/racial-equity-in-philanthropy>

**Testimony re: Allowing charitable organizations to conduct games of chance
at professional sporting venues.**

Submitted to:

New York City Council Committee on Consumer and Worker Protection

Submitted by:

Jessica Orozco Guttlein, Senior Vice President for Policy and Communications,
Hispanic Federation

March 29, 2023

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Despite the critical work that our Latino-led organizations conduct, in comparison to other nonprofits, organizations that assist people of color or have nonwhite executive directors find it more difficult to secure adequate funding. Charities run by or serving nonwhite communities raise less money through donations and grants from the government, foundations, or businesses.¹ This is a systemic challenge that makes it incredibly difficult for community-based organizations, especially those that work with underprivileged populations, to meet the demanding needs of our vulnerable communities.

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Hispanic Federation is in support of Int. 891 to allow charitable organizations to conduct games of chance at professional sporting venues so our organizations can have the opportunity at securing an additional stream of funding to support impactful programs.

Thank you for your time.

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The impact of the pandemic took a severe toll on the restaurant industry. Those hit the hardest tended to be small, independent and minority-owned.

As a board member of the Latino Food Industry Association, I know that many Latino restaurant owners are often one unexpected cost away from losing their business. That's why we must voice our strong support for a New York City Council bill that would provide more flexibility to how Latino restaurant owners using delivery app platforms can choose marketing services — while maintaining the critical protection for delivery charges.

New York and other cities imposed these regulations known as “fee caps” early in the pandemic as an emergency measure with the goal of preventing price gouging. But over time, they have caused consumer costs to rise. This results in fewer customers and lost business for restaurants.

Delivery services in Latino communities have helped keep restaurants open — those on delivery apps are much more likely to stay in business than those who aren't.

More than just deliver meals, these apps are also promotion engines for small restaurants, giving them tools such as website and search marketing, loyalty programs, and other promotions to reach new customers. Small restaurants cannot afford traditional advertising that big chains pay for with their hundreds of millions in marketing budgets. Instead, independent restaurants rely on delivery apps, whose services are more tailored and economical.

When the options for such marketing services exceed the amount allowed by the “fee cap” law, it prevents independent restaurants from growing their businesses — or even staying open.

Higher fees for consumers have made delivery too expensive for many families. They have also led to decreases in orders, with small businesses impacted disproportionately.

Neighborhood restaurants should be able to choose whether they want to pay for marketing services on delivery apps. This amendment will allow the law to be modified to both preserve the delivery fee cap and give restaurants these choices. That would restore some equity and benefit the communities we all want to thrive.

We know the impact of the pandemic took a severe toll on the restaurant industry. Those hit the hardest tended to be small, independent and minority-owned.

As a board member of the Latino Food Industry Association, I also know that many Latino business owners are often one unexpected cost away from losing their business. That's why we must voice our strong support for a New York City Council bill that would provide more flexibility to how Latino restaurant owners using delivery app platforms can choose marketing services — while maintaining the critical protection for delivery charges.

New York and other cities imposed these regulations known as “fee caps” early in the pandemic as an emergency measure with the goal of preventing price gouging. But over time, they have caused consumer costs to rise. This results in fewer customers and lost business for restaurants.

That's why all other major cities that had similar laws — including San Francisco — have since made common-sense revisions to prevent these unintended consequences and enable more restaurant choice.

Delivery services in Latino communities have helped keep restaurants open — those on delivery apps are much more likely to stay in business than those who aren't.

More than just deliver meals, these apps are also promotion engines for small restaurants, giving them tools such as website and search marketing, loyalty programs, and other promotions to reach new customers. Small restaurants cannot afford traditional advertising that big chains pay for with their hundreds of millions in marketing budgets. Instead, independent restaurants rely on delivery apps, whose services are more tailored and economical.

When the options for such marketing services exceed the amount allowed by the “fee cap” law, it prevents independent restaurants from growing their businesses — or even staying open.

But big restaurants don't need these options — they advertise everywhere and don't depend on delivery as a crucial revenue source. Many of them are opposing this important change, since the current law only hurts small restaurants.

Meanwhile, the fees keep food delivery accessible while providing fair pay for drivers, who deserve better wages. By limiting what restaurants choose to market themselves, the existing law upsets a delicate balance — the remaining burden of fees unfairly falls on consumers, leading them to reduce their tips, which hurts delivery workers.

Higher fees for consumers have made delivery too expensive for many families. They have also led to decreases in orders, with small businesses impacted disproportionately.

Neighborhood restaurants should be able to choose whether they want to pay for marketing services on delivery apps. This amendment will allow the law to be modified to both preserve the delivery fee cap and give restaurants these choices. That would restore some equity and benefit the communities we all want to thrive.

Eric Jurado

Liberty Diner

FOR THE RECORD



My name is Ekaterini Argyros, and I own Liberty Diner in the Bronx.

Thank you for supporting New York restaurants. The pandemic was very hard and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 – and an amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help us during the pandemic. But the fee cap in the law is not only on delivery. The cap also stops me from paying delivery apps for marketing and promotion services that I may want to pay for because they help me get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so I can pay more promotion money if I choose to. That's a good balance, and that's what I support. I should be able to spend my money to grow my business.

Some of the food delivery apps build restaurant websites, provide software that helps customers place orders, and will list my daily specials so customers see me first. These cannot be done for free, so this amendment makes sure that I can pay for those services if they will help my business grow.

Many small restaurants stayed open during the pandemic because the delivery platforms made online ordering and delivery easy. If they are selling extra services that I think are worth the money, it should be my choice whether to use those services and pay extra for them.

The delivery fee cap is excellent and I appreciate that it saves me money. But the Council should remove the fee cap on marketing services because I know best how to grow my business, and if the delivery apps can help me get more customers I'm happy to pay extra for that service.

spend marketing and advertising money. I need to do what's best for my restaurant.

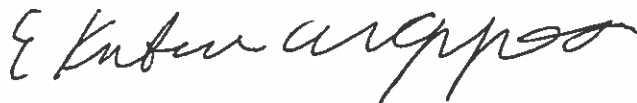
My restaurant has been open for 13years. It was good that the law limited delivery fees because that helped us, but sometimes we want to use a delivery app's marketing or promotional service to help boost our business. The Council should change the law so we can choose our own marketing and delivery services and pay whatever amount we think is fair.

Some restaurants advertise on radio, billboards, the internet, and some mail coupons. Every restaurant is different, and owners have to make the best choices for our restaurants every day. The government should not decide how we spend our advertising and marketing money and grow our business. That should be our decision, so you should support this bill to amend the law.

As any owner will tell you, staying afloat in the restaurant business is always a struggle, and COVID made it almost impossible. I'm grateful the Council helped restaurants like mine during the pandemic. But it's my restaurant, and I need the freedom to decide how to spend money growing my business. Please support this amendment so it's my choice how to spend my money.

I don't have a big marketing and advertising budget like the chain restaurants, so I have to pick carefully where I advertise and how I promote my business. If I want to spend extra money on delivery app marketing services that's my choice and it should be my right. The Council needs to give me back my freedom so I can spend my money the way I want.

Running a restaurant is hard. This was especially true during COVID. I feel like keeping the delivery fee cap and ending the marketing services fee cap will give me the freedom to make decisions that will benefit my restaurant and my employees.

A handwritten signature in black ink, appearing to read "E. Kuban" followed by a stylized flourish.



Make the Road New York Testimony on Supporting Low-Wage Immigrant Workers

March 22, 2023

New York City Council Committee for Consumer and Worker Protection

Make the Road New York is pleased to submit this testimony to the New York City Council Committee on Consumer and Worker Protection, on the subject of the critical need to ensure city funding to support low-wage immigrant workers and provide adequate resources to the NYC Department of Consumer and Worker Protection (DCWP), the primary agency charged with enforcing workplace justice laws in the city.

Make the Road New York (MRNY) is a non-profit community-based membership organization with over 25,000 low-income members dedicated to building the power of immigrant and working-class communities to achieve dignity and justice through organizing, policy innovation, transformative education, and survival services. MRNY's five community centers in the New York City area, including Jackson Heights, Bushwick, and Port Richmond, provide a broad array of support to thousands of New Yorkers every year. Our workplace justice legal team represents hundreds of workers each year in cases to enforce their workplace rights and provides community rights education that reaches thousands more. This critical work is possible in large part to city funding through the Low Wage Worker Support (LWWS) initiative. Thanks to this crucial funding, MRNY and other legal services and community based organizations that are our partners in the Citywide Immigrant Legal Empowerment Collaborative (CILEC) have helped workers recover millions of dollars in stolen wages from their employers, fight sexual harassment and other forms of discrimination, protect their right to paid leave, and safeguard their right to protest violations free of retaliation. Limited resources for workers' rights enforcement and outreach means that we can reach only a fraction of the workers who need help, however. The city has not yet committed to sustaining this funding stream for the coming year. The uncertain future of LWWS places CILEC's work at risk and workers' well-being at jeopardy, just as the need for employment legal services has never been more urgent, in the wake of the COVID-19 pandemic and prolonged economic uncertainty.

The Council must commit to renew and expand funding for employment-related civil legal services for low-wage immigrant workers through the Low Wage Worker Support initiative at the \$3 million level and the Council must increase funding for outreach and organizing to these workers. The City must also prioritize resources for the Department of Consumer and Worker Protection, the primary agency responsible for enforcing workplace rights for workers in New York City.

This past year, Make the Road represented a client who worked at a bakery warehouse and was discriminated against when she got pregnant. Her employer refused her requests for accommodation and required her to continue to lift heavy loads, compromising her and her baby's health, and then fired her. We filed a case in federal court and reached substantial settlement for her through mediation. The settlement agreement also requires the company to re-train all of their New York managers and Human Resources staff on pregnancy discrimination, ensuring better compliance company-wide. Workers across the city depend on the programs supported by LWWS to help them enforce their workplace rights.

Workplace Violations are Rampant among New York City's Immigrant Workforce

Wage theft is rampant throughout the City's economy – in construction, restaurants, warehouses, delivery, domestic work – where, despite strong laws on the books, enforcement has simply not been robust enough to ensure that workers are getting the benefit of higher wage and benefits standards that the city and state have passed in recent years. Effective enforcement of basic workplace protections requires the city to commit consistent resources for legal services and outreach for immigrant workers so they can enforce their rights.

Every year, an estimated 2.1 million New Yorkers are victims of wage theft, robbed of \$3.2 billion in wages and benefits they are owed.¹ In New York City alone, low-road employers steal nearly \$1 billion per year from low-wage workers, including by paying workers less than the minimum wage, violating prevailing wage requirements, not paying nonexempt employees time-and-a-half for overtime hours, stealing tips, requiring off-the-clock work before and/or after the workers' shift without pay, and making illegal deductions from pay, among others. Employers evade compliance by threatening and retaliating against workers who come forward to enforce their rights, falsifying their business records, knowingly misclassifying employees as independent contractors, and forcing their workers to sign arbitration agreements to keep claims against them out of court.

Immigrant workers are even more vulnerable to workplace violations and face much higher barriers to enforcing their rights. A landmark national survey of 4,387 low-wage workers in New York, Chicago, and Los Angeles, *Broken Laws, Unprotected Workers: Violations of Employment and Labor Laws in American Cities*, found that undocumented workers are far more likely to experience wage and hour violations than U.S.-born workers and workers with work authorization.² Thirty seven percent of undocumented workers were not paid the minimum wage in the workweek preceding the survey, compared to 21 percent of documented workers and 16 percent of U.S.-born workers.³ *Broken Laws* also reported that, of those workers who complained about a workplace issue or attempted to form a union in the previous 12 months, 47 percent experienced employer threats to fire workers or call immigration authorities.⁴

¹ Center for Popular Democracy, *By A Thousand Cuts: The Complex Face of Wage Theft in New York* (November 2015).

² National Employment Law Project, *Workplace Violations, Immigration Status, and Gender: Summary of Findings from the 2008 Unregulated Work Survey*, August 2011, available at http://www.nelp.org/page//Justice/2011/Fact_Sheet_Workplace_Violations_Immigration_Gender.pdf?nocdn=1

³ Id.

⁴ Annette Bernhardt *et al.*, *Broken Laws, Unprotected Workers: Violations of Employment and Labor Laws in America's Cities* (Sept. 2, 2009), available at

The impact of these workplace violations goes far beyond the directly-impacted worker and extracts billions of dollars from our city's economy. Stolen wages and other violations rob working families of money that they would have used to pay rent, groceries, tuition, and medical expenses. Workers cheated of wages spend less at local businesses, draining working class communities of much-needed resources. Employers who evade enforcement are also emboldened to cheat other workers in the future, fueling pervasive abuse. Unscrupulous employers also cheat the state by failing to pay unemployment insurance taxes procuring required workers' compensation insurance, or withholding payroll taxes.

The current public enforcement scheme is simply insufficient to address the scope of violations and the city must adequately resource the Department of Consumer and Worker Protection. The New York State Department of Labor does not have enough resources to promptly investigate the complaints that come into the agency, let alone enforce state employment laws in workplaces where workers are too scared to report violations. New York City has passed critical and innovative workers' rights legislation, including the NYC Paid Sick Days law, scheduling and just cause protections for high violation industries, and legal protections for freelance workers. The City's Office of Labor Policy and Standards (OLPS) in the DCWP has worked hard to educate workers about their new rights and enforce the laws it has jurisdiction over. Agency funding for OLPS, as well as the New York City Commission on Human Rights, has not kept pace with its growing responsibility, as new laws have gone into effect. The overall cuts to social services in NYC have dire consequences for low-wage workers and their families, and the need to fully resource the agencies charged with enforcing workplace rights is critical. The city must prioritize funding to fully staff the DCWP in order to ensure real enforcement.

MRNY and our partners in CILEC fill the gap in services for low-wage immigrant workers. We are able to do this primarily through city funding, especially the Low Wage Worker Support initiative. Created in 2019, LWWS is the only dedicated city-funded program that provides free, individually-tailored, employment civil legal services and case management support to low-wage workers in NYC. Each year, LWWS helps thousands of low-wage workers – the overwhelming majority of whom are from Black, Latinx, Asian, and immigrant communities – access justice so they can enforce their rights.

We urge the Council to make sure the city meets the needs of low-wage, immigrant workers and fully funds the LWWS. To meet the needs of low-wage workers and increase services, our organizations hired new attorneys and legal staff and took on cases that will last well past the end of this fiscal year. Without ongoing robust and sustainable funding, our organizations' ability to continue to effectively address the employment-related legal needs of the city's low wage essential workers, and retain and hire new staff for this crucial work, is in jeopardy. Sustained, dedicated city funding for low wage essential workers in need of employment-related civil legal services is critical to our city's economy and the well-being of its most essential workers.

We respectfully request that the city stabilize and expand funding for the Low Wage Worker Support program to support a robust network of community-based organizations and legal providers to train, support, and represent workers in litigation and administrative proceedings.

<http://www.nelp.org/page/-/brokenlaws/BrokenLawsReport2009.pdf?nocdn=1>.

We thank you for the opportunity to present this testimony and look forward to working with the City Council to protect workers' rights.

David Orkin
Workers' Rights Advocate, Workplace Justice Legal Team
Make the Road New York
david.orkin@maketheroadny.org

Maria Notaro, Owner, Laguli Pastry Shop

To the New York City Council,

I am writing to encourage the City Council to support Int 0813, the proposed legislation that would open up opportunities for local restaurants to reach new customers and grow their businesses. I am the owner of Laguli Pastry Shop, a small business in New York City that has been serving customers since 1937.

While we have always loved welcoming customers into our restaurant, our business changed in 2020 when we joined delivery platforms like DoorDash that help us reach new customers and grow our business.

I support Int 0813, because as a small business owner for 18 years I know first-hand that my needs may differ from others in this industry and this legislation would give small businesses like mine what matters most: choice.

During the pandemic, food delivery was crucial for many restaurants to survive, especially independent and small restaurants like mine. However, keeping the current cap for third-party delivery apps poses a risk to how I want to continue to leverage these platforms. This amendment addresses that concern by ensuring I am able to better take advantage of these important tools that can help me reach even more customers outside of our neighborhood, which is essential in New York City.

There are a lot of barriers to providing delivery at an individual restaurant, it can be expensive and unreliable, but increasingly we need to leverage delivery because it works best for so many customers. This amendment ensures that we will continue to have access to important services from third-party platforms, which is critical to our operations, but it also allows us to tap into additional tools when we need to.

There are a number of reasons restaurants may need to scale their visibility and reach up or down depending on the situation, such as changes in hours, new menu items, or opening new locations. We need to leverage every opportunity we can to engage with our customers and it just doesn't work to continue with the current policies that limit our ability to allocate these resources in the way that works best for us.

It's also possible that without changes to the current rule, platforms may look to cut services or increase delivery prices. What this means is delivery becomes more expensive to our customers, resulting in fewer orders and lost revenue. Margins are already tight and we are battling difficult economic times. Some restaurants may not be able to survive a decrease in orders if some customers increasingly find themselves priced out of delivery.

Given these concerns, I encourage the City Council to consider supporting the proposed legislation that would amend the current cap on the commissions for third-party delivery services. Delivery provides a crucial service for small businesses like mine and every business deserves the right to decide what is best for their own needs.

Thank you for the opportunity to submit testimony.

Sincerely,
Maria Notaro
Owner of Laguli Pastry Shop
Astoria, NY

Testimony 3/29

Rigaud Noel

Executive Director, New Settlement

R.Noel@newsettlement.org

My name is Rigaud Noel, and I am the Executive Director of New Settlement, a 34-year-old community-based organization serving 15,000 residents of the Southwest Bronx. I am here to speak regarding the New York City Council Bill that would allow our City's sports organizations and venues to host 50/50 charitable raffles during sporting events. These raffles can provide a substantial financial boost of support to strengthen the work of community-based organizations and improve the lives of children, families and our elderly neighbors in all five Boroughs.

As the leader of a local nonprofit organization that fights hard to raise every penny to provide essential services and programs in The South Bronx, I applaud this effort to allow 50/50 raffles at events that can raise significant cash gifts that teams can then generously contribute to local groups. Such an infusion of financial support will have enormous and immediate impact, especially now. The Covid crisis, the economic downturn and civil unrest of the past five years have led to higher hunger and food instability, homelessness, unemployment, and illness in lower income neighborhoods across our city.

New Settlement is one of several organizations in the neighborhoods surrounding Yankee Stadium that are working with our community members and families to see our South Bronx neighborhoods rise from this challenging period. In this setting New Settlement provides a wellspring of services and supports that build the resilience and aspirations of our youth and support our families. Programs ranging from after school to workforce development and college guidance help our children succeed in school and see great opportunities in their futures. With programs in aquatics, dance, arts, fitness and nutrition, our Community Center—just 12 blocks north of Yankee Stadium—is a beacon of health and wellness opportunities. Our community organizing programs protect affordable housing and safe schools. New Settlement serves 15,000 Bronx residents each year.

We see our community members in The Bronx as one of our greatest strengths—they are tough and resilient, they support each other, and they are working with us to keep The Bronx an amazing place to live, to work and to raise children. Another neighbor that we value for the same reasons is the New York Yankees organization. We are already the beneficiaries of support from the Yankees on multiple levels—their foundation has supported our youth programs; they have sponsored our emergency food pantry for families in need; they have brought youth from our programs to Yankee stadium, and they have even made our community center on Jerome Avenue the new home of their good luck mascot, Bronxie the Turtle. (Any true Yankee fans here who want to come visit Bronxie, by the way, are more than welcome!). The Yankees organization is a deeply valued partner for New Settlement and, we know, for our allies and partner organizations working throughout The Bronx to support our families.

We feel the idea of a 50/50 raffle held at large sporting events that support local charitable organizations like ours is a terrific idea on multiple levels. For New Settlement, the infusion of

unrestricted funding will certainly be welcomed as we could apply this to wherever it's needed most. But this also gives sports patrons, while they sit at a game rooting for their beloved team, an opportunity to reflect on the community surrounding them, just beyond the stadium parking lot—and how they might more directly support and help children and youth in this community. There is a connectivity to such an event that brings us together as New Yorkers. We welcome the opportunity to work with our major sports teams to make 50/50 raffle events a success, and we applaud you for considering this bill to make them legal. Thank you, and go Yankees!



New York Young Entrepreneurs Roundtable

99 Madison Ave, Floor 601
New York NY 10016-000

My name is Cherry Huang and I am the Founder of the New York Young Entrepreneurs Roundtable, in the Manhattan borough.

Thank you for supporting New York restaurants. The pandemic was very hard and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 - and the amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help restaurants during the pandemic, but the fee cap in the law is not only for delivery. The cap also stops the restaurants I advocate for from paying delivery apps for marketing and promotion services that they may want to pay for because they help get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so restaurants can pay more promotion money if they so choose. That's a good balance, and that's what I support. They should be able to spend their money to grow their business.

Some of the food delivery apps build restaurant websites, provide software that helps customers place orders, and will list my daily specials so customers see me first. These cannot be done for free, so this amendment makes sure that these restaurants can pay for those services if they will help their business grow.

Many small restaurants stayed open during the pandemic because the delivery platforms made online ordering and delivery easy. If they are selling extra services that I think are worth the money, it should be a restaurant's choice whether to use those services and pay extra for them.

Thank you.

Cherry Huang
Founder
New York Young Entrepreneurs Roundtable



Part of the Solution

Feeding Our Neighbors. Nourishing Our Community.

2759 Webster Avenue
Bronx, New York 10458-3708
TEL 718.220.4892
www.potsbronx.org

March 28, 2023

New York City Council
Committee on Consumer and Worker Protection
New York, New York 10007

To the Honorable Members of the Committee on Consumer and Worker Protection:

As the Executive Director of Part of the Solution (POTS), I write in support of Initiative 891, which would allow charitable organizations to conduct games of chance at professional sporting venues. This initiative, if passed, would support the existing partnership we at POTS have with the New York Yankees and sustain much-needed services for Bronx residents.

POTS is a leading provider of emergency food, legal services, and social services in the Bronx, the poorest borough in New York City. POTS' interrelated programs work together to address the complex issue of poverty in which clients receive comprehensive and personalized services to empower them and help them move from crisis to stability and ultimately to self-sufficiency. In 2022, POTS provided services to more than 37,300 individuals, including:

- Provided more than 3 million meals to 11,373 households through its Food Pantry and served an additional 136,823 meals through its Community Dining Room;
- Helped 2,433 households obtain SNAP (Food Stamps) valued at \$7,923,593;
- Prevented 253 evictions;
- Provided 3,449 showers, 1,134 haircuts, and 771 secure mailboxes, and access to medical and dental care to clients, many of whom are homeless and live in a shelter or on the street;
- Provided job training to 166 individuals and placed 63 in employment.

POTS' services have been a lifeline to Bronx residents since the start of the pandemic, when the unemployment rate hit approximately 25%. The Bronx continues to lag behind other boroughs in recovering from the pandemic and our residents have acutely felt the inflationary effects of the past year, particularly the 10% increase in food costs.

The New York Yankees, through its New York Yankees Foundation, has stepped up to the plate to help POTS serve Bronx residents. Since 2010, POTS has received \$290,000 in grants from the New York Yankees Foundation. The New York Yankees staff volunteer in POTS' Community Dining Room as part of their community outreach. In addition, the team regularly makes in kind donations including high quality, new warm winter coats, backpacks, hats, gloves, sweatshirts and t-shirts, which we distribute to our clients and their children. In 2018, the Yankees awarded POTS the Hispanic Heritage Month Community Achievement Award, which allowed POTS to gain recognition and publicity through the award presentation at a Yankees game. The New York Yankees have been instrumental in POTS' ability to expand its reach in the Bronx and to continue addressing the complex challenges of poverty.

If adopted, Initiative 891 would enable the New York Yankees to provide additional support to individuals and families in the Bronx at their time of need. This additional support will strengthen the entire community and build a brighter future for all.

Please do not hesitate to call me at 718-329-7151 if you have any questions.

Best regards,

A handwritten signature in black ink that reads "Christina Hanson". The signature is written in a cursive style with a large, sweeping initial "C".

Christina Hanson
Executive Director

Cc: Brian Smith



Pesetsky & Bookman, PC

Attorneys at Law

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Testimony of Robert Bookman, Esq
Partner, Pesetsky & Bookman P.C.
Counsel, NYC Hospitality Alliance
March 29, 2023

In my 35 + years testifying before this Council, this is the first time I can recall discussing a proposal to ROLL BACK a consumer and small business protection adopted by the Council. And despite what they try to sell you today, the true beneficiaries of this roll back is a few huge 3rd party delivery corporations.

Take a look at who these Huge companies really are:

- 1-Chicago—\$10Million settlement for a variety of consumer abuse by GRUBHUB DOORDASH UBER EATS after filing two sweeping lawsuits for deceiving customers and unfair business practices
- 2-Massachusetts... State AG successfully sued GRUBHUB for violating fee cap still in existence statewide
- 3-Washington D.C.--\$3.5 Million fine for GRUGHUB after lawsuit brought by the District AG for deceptive practices
- 4-Pennsylvania- sued GRUBHUB over lack of price transparency... \$125,000 fine
- 5-National... GRUBGUB sued for adding 150,000 restaurants to their platform without permission
- 6-Anti-Trust lawsuit brought by diners against GRUBHUB, UBEREATS POSTMATES driving up prices
- 7-Shareholder lawsuit \$42 million settlement for deceiving their own shareholders.

This is all in the past 2-3 years!

Only one I know hiring more lawyers and PR companies to defend themselves than these companies is Donald Trump.

Do these sound like companies that are proposing this legislation because they want to do more for neighborhood restaurants? They actually had to hire salespeople to go door to door to convince a

handful of restaurants that paying them more fees is good for their business. And even then some of those restaurants later said they never agreed. We sent you a letter in strong opposition with over 500 restaurants signing on from a single email blast gathering in about 10 days.

The truth is the playing field is level as a result of the fee cap. They want to go back to the bad old days where only those that can afford more fees make out well.

Whatever they say today it can be translated into two words. Revenue and Profit...not for small neighborhood restaurants, but for them! Keep hearing that as they testify..revenue and profits. Ask them! Will this bring you more revenue and profits?

THEY ARE SUING YOU...and yet while the lawsuit is pending you give them this gift of this hearing, thereby undermining your own lawyers arguments in the pending litigation defending the law you passed.. Unprecedented in the 35 years I have been testifying at this Council and truly embarrassing for this institution..

WAIT FOR THE REPORT...they asked to be included in the legislation this Council passed 2 years ago. It is coming in a few months. Let's talk then.



Chicago Inks \$10M Settlement In Uber Eats Probe

By Joyce Hanson · Listen to article

Law360 (December 5, 2022, 7:08 PM EST) -- Chicago has finally signed a \$10 million settlement with Uber Eats and Postmates to resolve the city's investigation into purported misconduct by the meal delivery platforms during the pandemic, saying Monday that the deal closes a two-year probe into the apps' practice of listing restaurants without their consent.

The city's probe stemmed from the unwanted listings of Chicago restaurants on the apps owned by San Francisco-based Uber Technologies Inc., according to Mayor Lori Lightfoot's office. The city said Uber Eats and Postmates also violated Chicago's emergency fee cap ordinance during the COVID-19 pandemic and engaged in other advertising-related misconduct.

"The city contends that Uber charged food dispensing establishments in excess of 15% of these businesses' monthly net sales earned through its third-party food delivery services, in violation of the city's emergency fee cap ordinances," according to the 12-page settlement signed in November by Sarfraz Maredia, Uber Technologies' vice president of delivery at Uber Eats, and Stephen J. Kane, deputy corporation counsel for Chicago.

Betsy A. Miller, a Cohen Milstein Sellers & Toll PLLC lawyer who represented Chicago in the matter, told Law360 on Monday that Chicago in 2021 began to receive a variety of complaints from restaurants about the Uber Eats, Postmates, Grubhub and DoorDash delivery apps. The restaurants complained that the apps' commissions were too high, that eateries were being listed without permission, and that the apps were engaged in deceptive pricing on their platforms.

"During the pandemic in Chicago, half of the city's 7,500 registered restaurants closed at some point," Miller said. "Consumers needed to get their food, restaurants were trying to provide it, and this technology was in some ways making it possible, but restaurants also were reporting significant concerns of potential misrepresentations and unfair business practices. All companies have a right to try to form a business model in a safe, honest and fair marketplace and see if it works. But when the city began investigating, what it found was a variety of potential violations of its consumer protection laws."

The city reached out to all three companies about the possibility of resolution without litigation, but it was only with Uber that settlement talks proved fruitful, Miller said.

Separate suits Chicago filed against GrubHub and DoorDash in August 2021 remain pending. They accuse those food-delivery platforms of using deceptive practices to fool customers into paying higher prices, claiming that the companies violated the city's municipal code by advertising order and delivery services from restaurants without their consent, engaging in bait-and-switch tactics by jacking up prices at the end of a delivery, and advertising menu prices higher than if a customer ordered directly from the restaurant.

The federal court now presiding over Chicago's suit against DoorDash has denied DoorDash's motion to dismiss, and the parties are currently engaged in the discovery process. Meanwhile, the state court presiding over the city's suit against Grubhub denied part of Grubhub's motion to dismiss and requested supplemental briefing on another aspect of Grubhub's motion. The parties completed the supplemental briefing and will appear for a hearing on Dec. 13.

Lightfoot said in a statement that the Uber settlement reflects Chicago's commitment to a fair marketplace that protects businesses and consumers from illegal activity.

"Chicago's restaurant owners and workers work diligently to build their reputations and serve our residents and visitors," the mayor said. "That's why our hospitality industry is so critical to our economy, and it only works when there is transparency and fair pricing. There is no room for deceptive and unfair practices."

The city asserts in the settlement agreement that Uber deceptively advertised that Eats Pass and Postmates Unlimited subscribers would receive "free delivery" or "\$0 delivery fees," and that it deceptively advertised that certain merchants were "exclusive to" or "only on" the platforms.

In addition, Uber allegedly linked its platforms to the "Order" buttons on merchants' business listings on Google Search and Google Maps without adequate disclosure to consumers and without the merchants' consent, the settlement said.

Uber denies the city's contentions, according to the settlement.

"Uber maintains that Uber accurately advertised merchants as 'exclusive to' or 'only on' the platforms where merchants expressly agreed to be exclusive on the platforms; and ... Uber states on information and belief that Google LLC controlled whether the platforms were linked to the Order buttons in the merchants' Google business listing," the settlement said.

Ultimately, following the city's June 28, 2021, cease-and-desist demand, Uber completed the removal of unaffiliated Chicago merchants listed on its platforms and agreed not to list any unaffiliated merchants without written consent in the future, according to the settlement.

The \$10 million deal includes Uber's \$3.33 million payment to Chicago in September 2021 after the city discovered the fee-capping misconduct, a new payment of \$2.25 million to

restaurants that were charged commissions above the limits set by the city's emergency fee cap, \$2.5 million in commission waivers to restaurants listed without their consent, and a \$1.5 million payment to cover the city's investigation costs and fees.

A spokesperson for Uber said the tech giant is "really pleased" to have found an outcome that worked for restaurants and the city.

"We are committed to supporting Uber Eats restaurant partners in Chicago and are pleased to put this matter behind us," the spokesperson said in a statement.

The city in the Uber matter is represented in-house by Stephen J. Kane and Peter Cavanaugh, and by Betsy A. Miller, Peter Ketcham-Colwill and Johanna M. Hickman of Cohen Milstein Sellers & Toll PLLC.

Counsel information for Uber was unavailable Monday.

FINANCING (/FINANCING)

Massachusetts court says Grubhub overcharged restaurants

The delivery service didn't keep its fees below the state's 15% cap, according to the ruling. State officials want the overpayments returned.

By **Peter Romeo** (/profile/peter-romeo) on Mar. 17, 2023



Grubhub works with 8,450 restaurants in Massachusetts, according to the Superior Court. / Photograph: Shutterstock

A Massachusetts Superior Court ruled Thursday that Grubhub had overcharged for its delivery services early in the pandemic by tacking a credit-card processing fees onto the maximum commission permitted by the state on to-go orders.

The decision came in a lawsuit filed against Grubhub by the Massachusetts attorney general's office in July 2021. The action asked that restaurants charged the illegal fees be compensated for what they overpaid.

Last week's ruling decided only a dispute over one contention of the lawsuit, and not the case as a whole. The litigation will now proceed.

"We look forward to continuing with our case to hold the company accountable and refund restaurants for the fees they were illegally charged," Massachusetts Attorney General Andrea Campbell said in a statement.

Grubhub suggested that it will seek subsequent action. "We disagree with the court's decision and are considering our next steps," it said in a prepared statement.

After restaurant closings sparked a boom in delivery during the pandemic, Massachusetts set a limit in Jan. 2021 on what third party services could charge restaurants for the delivery of a meals. Grubhub and its competitors were forbidden from charging the establishments any more than 15% of what customers paid for the order.

Grubhub complied by capping commissions at 15%, according to the Superior Court ruling. But the documents indicate the service continued to assess an additional fee of 3.5% on orders paid with a credit card, along with a fixed charge to the source restaurant of 30 cents per order.

State officials argued that the service was charging more than 18% in fees and commissions, or well above the 15% cap.

Grubhub argued that it was merely passing along the processing fee levied on credit orders, just as some restaurants bake those fees into their menu prices.

But the office of the Massachusetts attorney general ordered GrubHub to cease and desist levying the processing fees, saying the state-set 15% cap applied to the sum of a third party's charges, not just the sales commission.

Grubhub countered that the state was exceeding its constitutional authority with the cap and denied the limit's legality. The dispute shifted to the state's court system.

Both parties sought a summary judgment on the point of dispute.

Third-party delivery services have been striving as the disruptions of the pandemic fade to scuttle the fee caps that were set by a number of cities during the health crisis to protect restaurants and consumers.

In New York City, for instance, **a debate is raging over a City Council proposal to scrap a 15% cap** (<https://www.restaurantbusinessonline.com/technology/new-york-restaurants-are-divided-over-fate-delivery-fees>) on delivery commissions and a 5% limit on all other fees.

San Francisco recently loosened its fee restrictions under heavy pressure from the services.

While third-party services were a boon to many restaurants while dining rooms were fully or partially closed during the pandemic, their aggressive pricing has fostered a love-hate relationship with operators. According to the National Restaurant Association, 13% of restaurants that relied on the services have severed the relationship.

*Members help make our journalism possible. Become a Restaurant Business member today and unlock exclusive benefits, including unlimited access to all of our content. **Sign up here** (/membership/?utm_source=website&utm_medium=RBO-content&utm_campaign=membership).*

DELIVERY (/ARTICLE/DELIVERY)

GOVERNMENT (/ARTICLE/GOVERNMENT)

NEWS (/ARTICLE/RESTAURANT-BUSINESS)

Grubhub to pay \$3.5M in D.C. lawsuit alleging hidden fees

The settlement includes \$2.7 million for affected customers. Grubhub will also change how it communicates fees in its app.

By Joe Guskowski on Jan. 03, 2023

Grubhub will pay \$3.5 million to settle a lawsuit filed by the District of Columbia alleging it deceived customers with hidden fees and other practices.

\$2.7 million of the settlement amount will go to affected customers. The delivery company will also have to change how it communicates fees in its app.

The suit filed in March listed eight Grubhub policies that the District said misled customers and violated consumer protection law.

They included obscuring some charges like service fees and small-order fees and advertising free delivery with a Grubhub+ subscription, even though members still have to pay a service fee on every order.

“Grubhub used every trick in the book to manipulate customers into paying far more than they owed,” said D.C. Attorney General Karl Racine in a statement last week. “Grubhub’s hidden fees and misleading marketing tactics were designed to get the company an extra buck at the expense of D.C. residents—but we’re not letting them get away with it.”

As part of the settlement, Grubhub agreed to do the following to create more transparency around fees:

- Prominently disclose to customers that additional fees may apply at checkout. (The company is adding a “fees” link detailing its various extra charges.)
- List each fee separately at checkout as described under the D.C. Fair Meals Delivery Act.
- Stop advertising that Grubhub+ users get free delivery without noting that additional fees may apply.
- Note that menu prices may be higher on the app than at the restaurant itself.
- Shut down Grubhub-operated microsites for D.C. restaurants or transfer ownership to the restaurant.

In addition to those changes, Grubhub is also now identifying non-partnered restaurants, which are restaurants that don't have contracts with the company but that it has nonetheless created a listing for in its marketplace.

“We agreed to this settlement to put this litigation behind us and continue moving our business forward,” a Grubhub spokesperson said in a statement. “We remain committed to providing transparency throughout the ordering process for our diners and restaurant partners.”

The \$3.5 million settlement includes an \$800,000 civil penalty to the District, \$200,000 in restitution to former account holders and \$2.5 million to current account holders.

The \$2.5 million will be distributed this month in the form of a Grubhub credit of \$4.50, \$7 or \$10 depending on a customer's order history and frequency. If a customer doesn't use the credit within 90 days, they'll get a check for the amount.

The settlement comes less than a month after Uber Eats said it would pay \$10 million to end an investigation by the city of Chicago that

found it listed restaurants without their consent and violated the city's delivery fee cap.

They are part of an ongoing battle between delivery companies and local governments seeking to regulate them.



Office of the Attorney General for the District of Columbia

We Sued Grubhub to Protect Residents & Local Restaurants From Harmful and Deceptive Business Practices

March 29, 2022

We Sued Grubhub to Protect Residents & Local Restaurants From Harmful and Deceptive Business Practices

Last week, we filed a lawsuit against Grubhub, a food delivery company, for charging hidden fees, misleading District residents, and exploiting local restaurants to boost its own profits. And it did all of this as residents and DC restaurants struggled during the heart of the COVID-19 pandemic.

In addition to charging hidden fees, our suit alleges Grubhub also used bait-and-switch advertising tactics—which are illegal—and failed to disclose that prices are higher on its app and website than at restaurants.

For example, in March and April 2020, Grubhub deceived users with a promotion claiming to support local restaurants at the beginning of the pandemic. But the discount Grubhub offered consumers came out of the pockets of already-struggling restaurants.

With this lawsuit, we are seeking to force Grubhub to end its deceptive marketing practices, be truthful about prices and fees, provide restitution to affected consumers, and pay penalties for violating District law. Consumers don't mind paying for delivery fees, but Grubhub needs to be honest about those fees in the first place.

Protecting District residents is my top priority, and every day we work hard to hold corporations and other bad actors accountable if they cause harm. This lawsuit builds

on our work to go after companies like [Doordash](#) and [Instacart](#) for misleading consumers and stealing tips from workers.

We won't allow any company to profit by tricking consumers or taking advantage of local small businesses. It doesn't matter if you're a brick-and-mortar company or a "gig economy" business—the same rules apply to all.

To learn more about this lawsuit, read this [DCist article](#) or this or this [Washington Post article](#).

Thank you.

Karl A. Racine

Attorney General



Grubhub settles lawsuit with Pennsylvania over price transparency

NOVEMBER 21, 2022 / 9:22 PM / CBS PITTSBURGH

PITTSBURGH (KDKA) — A new state settlement means more price transparency on Grubhub.

The Pennsylvania Attorney General's Office says an investigation revealed consumers were sometimes charged higher prices for items ordered than what they cost if bought from the restaurant directly. The new price disclosures will be listed on the menu pages.

The company will also donate \$125,000 to several groups including the Greater Pittsburgh Community Food Bank

COMPLEX

Grubhub Faces Lawsuit for Adding 150,00 Restaurants to Platform Without Permission

BY FNR TIGG
OCT 29, 2020

Grubhub has been hit with a lawsuit after allegedly adding more than 150,000 establishments to their platform without informing the owners, CBS News reports.

A lawsuit filed in Chicago claims that Grubhub added "non-partnered restaurants" to its platform to please shareholders and boost revenue to beat out competitors like Uber Eats and DoorDash.

"Grubhub's decision to add unaffiliated restaurants to its platform may have reaped immediate dividends for Grubhub, but those gains came at the expense of restaurants who had good reasons for choosing not to partner with Grubhub," the lawsuit states. "By including those restaurants on its platform anyway, Grubhub is misleading consumers, who reasonably believe the restaurants have partnered with Grubhub and will be working cooperatively with Grubhub to provide them with accurate, reliable and timely service."

Grubhub currently lists 300,000 restaurants on its platform, but only 245,000 are described as partnered establishments. The company started the process of adding to its non-partnered restaurants last October. CEO Matt Maloney reportedly said in an earnings call that the company has "tens of thousands of non-partnered restaurant" on the platform and it's "already made the call to scale this out, we're just announcing it right now."

The lawsuit claims that several restaurants have asked to be taken off the site, but Grubhub refuses. As a result, they are stating that Grubhub is violating federal false advertising and trademark infringement rules because it's profiting by using local restaurants' name, logo, and menu.

Grubhub saw a 41% increase in the second quarter compared to the same period last year as many people are ordering in due to the pandemic. Despite the increase, they are still behind Uber Eats and the top food delivery service, DoorDash. Grubhub has yet to comment on the pending lawsuit.



TECH

Chicago sues DoorDash, Grubhub for allegedly deceiving customers

PUBLISHED FRI, AUG 27 2021 2:29 PM EDTUPDATED FRI, AUG 27 2021 6:11 PM EDT

Lauren Feiner@LAUREN_FEINER

KEY POINTS

The City of Chicago filed two sweeping lawsuits against DoorDash and Grubhub for allegedly deceiving customers and using unfair business practices.

The suits echo longstanding claims from restaurants on the platforms.

The DoorDash complaint also alleges deceptive tipping practices previously charged and settled by the D.C. attorney general.

The City of Chicago filed two sweeping lawsuits against DoorDash and Grubhub for allegedly deceiving customers and using unfair business practices.

The suits echo longstanding claims from restaurant owners that the platforms advertise delivery services for their businesses without their consent and conceal lower prices that restaurants offer directly to customers outside of the platforms.

The city also claims both platforms use a “bait-and-switch” method to attract customers with low delivery fees, only to charge additional ones when they are about to place their order.

In separate statements, both DoorDash and Grubhub called the lawsuits “baseless.”

A DoorDash spokesperson said the company “has stood with the City of Chicago throughout the pandemic, waiving fees for restaurants, providing \$500,000 in direct grants, creating strong earning opportunities, and delivering food and other necessities to communities in need.”

In November, DoorDash stopped adding new restaurants that it doesn’t have agreements with to its app. It also said it will remove restaurants that don’t want to be listed within 48 hours of being notified.

Grubhub similarly says it removes listing for non-partner restaurants when asked. It said only a small percentage of such businesses have requested removal. The company said its contracts require restaurants to offer customers at least as favorable prices on its platform as available elsewhere, contrary to the city’s assertion that it conceals lower prices off the platform.

“Every single allegation is categorically wrong and we will aggressively defend our business practices,” a Grubhub spokesperson said in a statement. “We look forward to responding in court and are confident we will prevail.”

The city is seeking to end the alleged misconduct by mandating more transparency, civil penalties and restitution for consumers and restaurants hurt by the alleged practices.

The suits include additional claims specific to each company.

The city alleged that Grubhub deceptively shared telephone numbers for customers to connect with restaurants, but would charge the restaurants a commission for calls placed through those numbers, even when they didn't result in an order. The city also claimed Grubhub made "imposter websites" for restaurants to unexpectedly lure customers to its own platform.

Grubhub has maintained that its creation of sites for restaurants does not violate laws, though it has ended the practice. The company also changed its phone routing system on Aug. 23 so that calls from customers seeking answers from restaurants not about an existing order will be sent directly to those businesses at no cost.

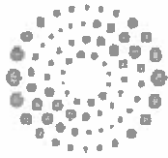
The suit claims Grubhub's marketing campaigns promoting local restaurants during the pandemic were deceptive, while it allegedly forced restaurants to extend their contracts and cover promotion costs. It also alleged Grubhub violated Chicago's 15% emergency cap on commissions that delivery platforms could take from restaurants.

Grubhub denied violating Chicago's emergency commission cap and denied that its pandemic campaign was deceptive. The company said more than \$500,000 that it raised in the campaign went to Chicago restaurants.

The city claimed DoorDash misled customers about how their tips for drivers would be used. This issue has been the subject of a separate lawsuit from the attorney general of the District of Columbia. DoorDash has said it changed its

tipping method prior to the D.C. attorney general's suit. It reached a \$2.5 million settlement with his office in November over those claims.

Chicago also alleged DoorDash misleadingly labeled a \$1.50 fee placed on every order as a "Chicago Fee." The city claimed this wrongly implied the fee was required by or paid to Chicago rather than DoorDash.



REUTERS®

Grubhub, Uber Eats, Postmates must face diners' lawsuit over U.S. restaurant prices

By Jonathan Stempel

NEW YORK, March 30 (Reuters) - A U.S. judge on Wednesday said Grubhub, Uber Eats and Postmates must face an antitrust lawsuit by diners who accused them of driving up menu prices by exploiting their dominance in meal deliveries during the COVID-19 pandemic.

U.S. District Judge Lewis Kaplan in Manhattan said it was reasonable to infer that requiring restaurants to accept "no-price competition clauses" left them with "no choice but to raise prices" regardless of where diners ordered meals.

He also said diners plausibly alleged that Grubhub and Uber Eats' more restrictive clauses discouraged restaurants from using other platforms, despite their need to generate enough sales to stay afloat and offset low profit margins.

"Defendants' motion to dismiss is denied in its entirety," Kaplan wrote.

Diners claimed that the no-price competition clauses barred restaurants from charging lower prices for dining in or ordering

takeout, while Grubhub and Uber Eats also forbade restaurants from charging less to customers who ordered on rival platforms.

They said the harm from inflated meal prices was compounded by "supracompetitive" 5% to 10% delivery fees charged to diners and 30% commission rates often charged to restaurants.

The proposed class action sought triple and other damages for dine-in and delivery customers in the United States since April 2016.

Grubhub, owned by Netherlands-based Just Eat Takeaway.com ([TKWY.AS](#)), said it was disappointed with the decision and will continue defending its dining-related services.

Uber Eats and Postmates, both owned by Uber Technologies Inc ([UBER.N](#)), did not immediately respond to requests for comment. Lawyers for the diners said they were pleased with the decision.

The practices of delivery companies faced increased scrutiny after the pandemic forced tens of thousands of restaurants to close and many more to temporarily shut their dining rooms.

Grubhub, Uber Eats and rival DoorDash Inc ([DASH.N](#)) have also sued to overturn a New York City law capping the fees they charge restaurants at 15%, while Grubhub and DoorDash are challenging a similar law in San Francisco. [read more](#)

The case is Davitashvili et al v Grubhub Inc et al, U.S. District Court, Southern District of New York, No. 20-03000.



Robbins Geller Gets \$12.6M Fee In Grubhub Suit

By Emilie Ruscoe · [Listen to article](#)

Law360 (January 13, 2023, 9:05 PM EST) -- Robbins Geller Rudman & Dowd LLP attorneys can collect a \$12.6 million fee for their work representing a class of Grubhub Inc. investors in a case alleging the takeout delivery company misrepresented its growth, a federal judge in Chicago has determined.

In a Thursday order, U.S. District Judge Matthew F. Kennelly said the Robbins Geller team can receive 30% of the \$42 million settlement it brokered on behalf of those who purchased Grubhub shares between April and October 2019.

Judge Kennelly called the requested sum "fair and reasonable," noting it was comparable to the fees awarded in similar cases in the Seventh Circuit.

"Lead counsel has conducted the litigation and achieved the settlement with skill, perseverance and diligent advocacy and is highly experienced in the field of securities class action litigation," Judge Kennelly said Thursday.

The judge also said the plaintiffs' counsel could have nearly \$237,000 to reimburse their litigation expenses and that the institutional investors that served together as lead plaintiff in the action — the City of Pontiac Reestablished General Employees' Retirement System and

the City of Pontiac Police & Fire Retirement System — could each receive \$1,000 for their work on the case.

Robbins Geller asked for the multimillion-dollar fee in December, telling Judge Kennelly that the settlement reflects the firm's "experience, reputation and skill in prosecuting securities class actions."

The parties asked for preliminary approval of the settlement in October, telling the court they had accepted a mediator's settlement proposal five months after commencing mediation.

In an October memo, the Robbins Geller team said the settlement was "highly favorable" to the class.

In the latest version of the suit, from July 2020, the investors said that trading prices for Grubhub shares fell by 43% in October 2019 when the company announced disappointing financial results and lowered its earnings guidance for the coming year in connection with acknowledgments about the company's struggles to attract new, loyal customers.

According to the investors, Grubhub said at the time that the disappointing numbers owed to the fact that new customers it had managed to attract via a major increase to its marketing spending "were not driving as many orders as we expected."

In a Friday email, Jim Barz, an attorney for the investors, told Law360, "We are pleased that the court approved the settlement and we were able to get a great result for the class."

A spokesperson for Grubhub said, "We are satisfied that we reached a settlement to put this matter to rest."

The City of Pontiac Reestablished General Employees' Retirement System and City of Pontiac Police & Fire Retirement System are represented by James E. Barz, Frank A.

Richter, Robert J. Robbins, Bailie L. Heikkinen, Theodore J. Pintar and Brian E. Cochran of Robbins Geller Rudman & Dowd LLP.

The defendants are represented by Sandra C. Goldstein PC, Stefan Atkinson PC, Mary T. Reale, Lindsey Edinger, John F. Hartmann PC and Madelyn A. Morris of Kirkland & Ellis LLP.

The case is Azar v. Grubhub Inc. et al., case number 1:19-cv-07665, in the U.S. District Court for the Eastern District of Illinois.

--Additional reporting by Piper Hudspeth Blackburn, Danielle Ferguson, Joyce Hanson, Katryna Perera and Lauraann Wood. Editing by John C. Davenport.



**DIANA RODRIGUEZ TESTIMONY NEW YORK CITY COUNCIL
COMMITTEE ON CONSUMER & WORKER PROTECTION
INT. 891
WEDNESDAY, MARCH 28, 2023**

GOOD MORNING COUNCIL MEMBERS

MY NAME IS DIANA RODRIGUEZ AND I AM THE FOUNDER OF PRIDE LIVE AND THE STONEWALL NATIONAL MONUMENT VISITOR CENTER – SCHEDULED TO OPEN JUNE 28, 2024.

I AM VERY HAPPY TO BE HERE THIS MORNING TO TESTIFY ON BEHALF OF INT. 891 IN THE HOPES THERE WILL BE AN AMENDMENT TO THE ADMINISTRATIVE CODE OF THE CITY OF NEW YORK IN RELATION TO ALLOWING CHARITABLE ORGANIZATIONS TO CONDUCT GAMES OF CHANCE AT PROFESSIONAL SPORTING VENUES.

AS SOMEONE WHO HAS HAD THE HONOR OF WORKING IN THE NOT FOR PROFIT WORLD FOR ALMOST 30 YEARS STARTING OFF AT THE JACKIE ROBINSON FOUNDATION, THEN GLAAD, FOLLOWED BY THE CLINTON FOUNDATION BEFORE STARTING PRIDE LIVE –

I CAN SHARE THAT OVER THE LAST 3 DECADES I HAVE LIVED BY EXTREMELY TIGHT BUDGETS, RELYING ON THE KIND AND COMMITTED HEARTS OF VOLUNTEERS, AND HAVING ALL MY EVENTS PRODUCED BY THE LOWEST BIDDER.

ONE OF THE TOUGHEST CHALLENGES IS IDENTIFYING NEW AND INNOVATIVE WAYS TO RAISE MONEY.

I HAD HEARD OF THE 50/50 RAFFLES CONDUCTED AT SPORTS ARENAS AND THOUGHT RIGHT OFF IT WAS A BRILLIANT IDEA, ESPECIALLY POST-COVID.

FIRST, THE OPPORTUNITY FOR A FAN TO ATTEND A GAME FOR THEIR FAVORITE TEAM AND POSSIBLY GO HOME WITH THEIR PORTION OF THE RAFFLE ALL WHILE SUPPORTING AND LEARNING ABOUT AN ORGANIZATION OR CAUSE THEY MIGHT NOT BE FAMILIAR WITH.

SECONDLY, FOR ORGANIZATIONS TO BE THE BENEFICIARY OF THE OTHER HALF OF THAT RAFFLE WOULD BE GAME CHANGING FOR PROGRAMS AND SERVICES THEY PROVIDE.

OUR NFL NEIGHBORS TO THE NORTH IN BUFFALO HAVE ALREADY MADE THIS AN ANTICIPATED ACTIVATION AT THEIR HOME GAMES WHERE THEY RECENTLY RAISED \$197,000+ AGAINST THE JETS, \$254,000+ AGAINST THE NEW ENGLAND PATRIOTS, AND A STUNNING \$338,724 AGAINST THE TENNESSEE TITANS BENEFITTING ORGANIZATIONS THAT SUPPORT OUR MILITARY VETERANS AND AREA NON PROFITS THAT ADDRESS FOOD INSECURITY IN WESTERN NEW YORK.



I FIRST HAD THE OPPORTUNITY TO WORK WITH THE NEW YORK YANKEES OVER 20 YEARS AGO WHILE I WAS WORKING AT THE JACKIE ROBINSON FOUNDATION. AS A LIFE-LONG YANKEE FAN, THIS HAS BEEN ONE OF THE PRIVILEGES OF A LIFETIME. THAT PARTNERSHIP HAS EXPANDED OVER THE LAST FEW YEARS AS PRIDE LIVE'S WORK AND IMPACT GREW.

THEY WERE ALSO FAMOUSLY WERE THE LAST TEAM IN MAJOR LEAGUE BASEBALL TO HOST A PRIDE NIGHT. ARTICLES WERE WRITTEN ABOUT THIS, SOCIAL MEDIA TROLLED THE TEAM, AND I BELIEVE A SONG OR TWO WRITTEN AS WELL.

BUT THE YANKEES WERE NOT GOING TO JUST HOST A PRIDE NIGHT, INSTEAD THEY LAUNCHED A LEGACY OF PRIDE NIGHT IN 2019 in celebration of the 50TH anniversary of the Stonewall Rebellion.

The Yankees-Stonewall Scholarship Initiative recognizes the achievements of five college-bound City public high school seniors who have demonstrated strong academic achievement alongside meaningful support of the (LGBTQ) community. One graduating senior per borough is selected for a Scholarship, and each recipient receives \$10,000 for college and/or college-related expenses.

AS SOMEONE WHO ATTENDED GEORGETOWN UNIVERSITY ON SCHOLARSHIP I CAN SHARE THE SCHOLARSHIP CHANGED EVERYTHING ABOUT MY LIFE AND I AM NOT SURE I WOULD BE STANDING HERE HAD I NOT HAD THE COLLEGE EXPERIENCE.

I SHARE THAT BECAUSE SCHOLARSHIPS AS WITH ALL THINGS IN THE NOT FOR PROFIT WORLD TAKE FUNDING AND TO BE ABLE TO HAVE A NEW AND FUN AND EXCITING WAY TO RAISE MONEY – IN THE SPORTS WORLD WOULD ALTER THE TRAJECTORY OF MANY ORGANIZATIONS AND INDIVIDUALS FOR GENERATIONS TO COME.

MY HOPE IS THERE WILL BE AN AMENDMENT TO THE ADMINISTRATIVE CODE AS I KNOW NYC WILL BECOME AN INNOVATIVE LEADER IN THIS AREA WHILE ADVANCING AND IMPACTING THE IMPORTANT WORK BEING DONE BY SO MANY WORTHY ORGANIZATIONS.

RELAY

FOR THE RECORD

NYC Council Committee on Consumer Affairs

March 28, 2023

Int. 813: in relation to establishing exemptions for third-party food delivery services from limits on fees

Dear Chair Velazquez and Members of the Committee on Consumer & Workforce Protection:

Relay is a New York City-based on-demand food courier service that allows restaurant owners to efficiently manage their deliveries across multiple platforms, including third-party food delivery apps, their own websites, and phone orders. We are not a third-party food delivery app – Relay does not have a customer-facing platform; we manage logistics for restaurants. When Relay was founded in 2014, our premise was simple: independent restaurants deserved greater control over their own delivery orders, and couriers deserved to have predictable earnings.

While Int. 813, which would establish exemptions for third-party food delivery services from limits on fees charged to restaurants, does not directly impact Relay, we are concerned about the significant impact that lifting the fee cap would have on the approximately 3,000 local restaurants we work with throughout New York City.

Delivery orders have always been a critical revenue stream for New York City restaurants, but they became a literal lifeline at the onset of the pandemic. The City Council recognized this in 2021, when it rightly passed legislation making the temporary cap on delivery and marketing fees charged to restaurants permanent.

At Relay, we work closely with our partner restaurants and understand the daily challenges they face as they have navigated the pandemic, rapid inflation, labor shortages, and other issues in recent years. Our goal is to help them reduce unnecessary fees by streamlining their deliveries. In fact, in the last 12 months alone, Relay has helped New York City restaurants save over \$50 million in fees that would otherwise be paid to major third-party delivery apps. That is money that restaurant owners can reinvest directly back into New York City's economy. While our courier services can help restaurants save on delivery fees, it is the City-mandated cap on marketing fees that has allowed many small restaurants to grow their customer base and survive these challenging times.

It has been stated that eliminating the fee cap simply provides restaurants that opt into more robust marketing plans with greater opportunity to reach potential customers. However, we already know that small, independent restaurants are at a disadvantage on many of these platforms. Large, national chain restaurants leverage their market share to negotiate prime placement on the apps, at lower fees than any of your neighborhood favorites. Independent restaurants will continue to be pressured to pay more just to maintain their position on the platform. If they don't, they risk becoming essentially undiscoverable. This proposal is only a

“win-win” for large third-party delivery apps and national restaurant chains – smaller restaurants and their loyal customers are the ones who will shoulder the increased costs associated with lifting the fee cap.

In fact, Relay operates in Washington, D.C., so we have already witnessed what happens when marketing fee caps are eliminated. Within days of the cap being lifted earlier this month, D.C. restaurants were notified that they would need to pay significantly higher marketing fees to remain searchable on the platforms. Many reported increased fees of 25%-30% just to maintain their current level of service. D.C.’s City Council is already reportedly working on emergency legislation to protect restaurants from these exorbitant fees. This should provide a timely lesson for New York City.

Relay respectfully requests that the Council oppose Int. 813 and affirms the permanent fee cap structure.

Thank you for your consideration.

Alex Blum
Relay Delivery CEO



www.rockandwrapitup.org

The opportunity is great for charitable non-profits to increase their capacity to passively fund-raise through gaming.

It is a win-win scenario!

Rock and Wrap It Up! is starting its 34th year as an anti-poverty think tank. In addition to feeding over one billion people, we have continued to discover and develop novel ways to keep food out of landfills, further reducing the carbon footprint of stadiums and arenas and the City's overall poverty footprint. We started food recovery with the New York Yankees 18 seasons ago. They were the first baseball team to partner with us to feed the hungry in the Bronx. Working with their sustainability department, we shared annually how many pounds of GHG were diverted and how many meals were generated through our concession food recovery program. In 2014, they were presented with our Humanitarian Award. In 2021, The US EPA Region 2 awarded the New York Yankees with their Environmental Merit Award.

We are a small charity, but can do our vital work due to fund-raising, grants and contributions. Each of these activities takes hours of work which could be better spent expanding new programs and initiatives. By allowing gaming in stadiums and arenas, the proceeds will help all charities to be more efficient and successful. We don't know what the next few years will bring. Inflation and recession has taken a toll on all charities. We're now also contending with failing banks, bringing further uncertainty to the financial landscape. Many benefactors and donors are not in the position to support charities that they were in the recent past. Charitable donations through gaming at stadiums is a form of passive fund-raising which requires little staffing. Gaming also adds another level of excitement to the fans in attendance, knowing the possibility exists to leave with a substantial financial windfall.

Gaming will enable all New York City-based teams to substantially help the charities they've worked with for decades. New York City will benefit from the expansion of charitable work. The need for well-funded charities in these times of increased at-risk populations in the City has never been greater. It can also be enticement to bring more fans to stadiums and arenas,

CORPORATE OFFICE

405 Ocean Point Avenue, Cedarhurst, New York 11516

(516)295-0670 Fax (516)295-3848

www.rockandwrapitup.org

Rock and Wrap It Up! is a tax-exempt organization described in Section 501 (c)(3) of the IRS code



www.rockandwrapitup.org

thus more revenue for New York City. Please support this amendment in these trying times, to allow charities like ours to continue our vital work to reduce poverty in our great city.

File #:	Int 0891-2023	Version: *	Name:	Allowing charitable organizations to conduct games of chance at professional sporting venues.
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Title:	A Local Law to amend the administrative code of the city of New York, in relation to allowing charitable organizations to conduct games of chance at professional sporting venues
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Sponsors:	Rafael Salamanca, Jr. , Marjorie Velázquez
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Council Member Sponsors:	2
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Summary:	This bill would allow sports venues throughout New York City to conduct games of chance for charitable purposes by providing certain exemptions regarding the sale of alcohol at the premises, charging admission to the premises, the number of raffles that may occur within a calendar year, and allowing third party vendors to conduct games of chance on behalf of charitable organizations.
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Sincerely

Syd Mandelbaum, MA, MBA, CEO and Founder Rock and Wrap It Up!

Rock and Wrap It Up! was awarded a national Point of Light by President Bill Clinton in 1999 and was recognized by the NFL in 2023 at Super Bowl 57 through their Inspire Change program.

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Rock and Wrap It Up! is a tax-exempt organization described in Section 501 (c)(3) of the IRS code.

My name is Jason Barnett. I own Royal Rib House NYC in Bed-Stuy.

As a restaurant that does a lot of business through delivery apps, it is important that I can advertise and be seen not just by people who live nearby, but also by people in a broader delivery area. Marketing services provided by delivery apps help to do this, so the government should let me make that choice if I want. Removing marketing services feecap will let me spend my money in the best way for my restaurant.

Please support restaurants. Vote YES.

Thank you.

Good morning. My name is Nikisha Alcindor, President & Founder of the STEM Educational Institute, Inc. (SEI). I am here today to show my support for [Int. 891](#)—A Local Law to amend the administrative code of the city of New York, in relation to allowing charitable organizations to conduct games of chance at professional sporting venues.

Born and raised in New York City, I created the STEM Educational Institute (SEI) in response to the gaps in STEM Education, Financial Literacy, and Mental Health support for youth throughout the city.

The STEM Educational Institute (SEI) provides three (3) programs, a summer program, and two (2) programming options during the school year that give underserved high school students, grades 9-12, the technological skills needed to enter today's workforce and the financial literacy needed to create generational wealth. In partnership with the New York Yankees and other firms, the program aims to serve as a diverse talent pipeline for organizations.

We work with local Boys & Girls Clubs and other community partners to find our students. We currently have programs in Brooklyn, Harlem, and the Bronx and are looking to expand to Queens and Staten Island.

In 2021 the median salary for STEM careers was 2.4 times that of non-STEM careers.* Studies have shown us that STEM fields continue to grow, with over 10.2 Million people working in STEM, representing 6.6% of jobs; this number expects to reach 11.3 Million in 2030. These numbers demonstrate the wealth gap amongst those not in STEM careers. When you look at the racial demographics of those in STEM careers, historically underserved populations, continue to fall behind. By bridging the gap in STEM Education, the STEM Educational Institute also helps increase wealth in underserved communities. We do this by providing scholars with a stipend and college savings plan while at the same time giving them mental health resources. SEI programming continues to generate demand for programming across the nation, with over 1,000 applicants for 35 scholarships in 2022. We recently had a scholar gain admission to Columbia University for the Fall of 2023, where he will be studying Civil Engineering. In addition, our scholars are attending Vanderbilt University, John Jay College, and Case Western University, to name a few, all studying STEM.

During the scholars' summer program, each student learns how to code in python, the basics of budgeting and investing, and also is given a stipend, college scholarship, and mental health resources. After completion of the summer program, students continue to learn and earn income through monthly

meetings. These monthly meetings put students on the path to earning a certification as a Data Analyst or Data Scientist.

The New York Yankees support our programming by providing scholarships and stipends for our students. In addition, we work with their data analytics team to build our curriculum. For example, we created a case study analyzing how weather impacts a hit ball for the students to learn Python. Students analyze the data and give a presentation to Brian Smith and Yankee Executive members. Throughout the program, the Yankee team serves as speakers and mentors to our students. We also work with their human resources team to provide diverse students with career opportunities. This partnership is changing the landscape of diversity in STEM and developing a true pipeline of analytical leaders.

As we continue to expand, we also have seen literacy and food insecurity challenges. Many of our students found it challenging to read aloud, and in response, we have incorporated a book club in our continuing education series. Food insecurity became more apparent with our scholars, as we had constant requests for packed meals for the students to bring home. Working with the New York Yankees, we provided grocery cards for our students. This trend goes along with our increased rates of homeless scholars. In 2021, 1 in 10 students in New York City public schools were homeless, totaling 104,383.* Throughout the five (5) Boroughs in New York, the Bronx had the highest rates of homelessness.

With the increased demand and need for knowledge in the sciences, only 44% of high school students are ready for college-level math, and only 36% are ready for college-level science.*** Despite these challenges, SEI hit many milestones. We went from one cohort to three, this is directly because of our partnership with the New York Yankees and their sincere care and concern for our community.

In conclusion, Int. 891 will help the New York Yankees continue to change lives and be a pillar in the community in which they serve.

Thank you.

Testimony of Dr. Liad Wagman
Professor of Economics and John and Mae Calamos Dean Endowed Chair
Stuart School of Business, Illinois Institute of Technology

Supporting INT. 813: Amending NYC Food Delivery Service Fee Limits

March 29, 2023

10:00 am, New York City Hall

My name is Dr. Liad Wagman, and I am the John and Mae Calamos Dean Endowed Chair and Professor of Economics at the Stuart School of Business at Illinois Institute of Technology. I am testifying in favor of Int. 0813, “Establishing exemptions for third-party food delivery services from the limits on fees charged by such services on food service establishments.”

I have significant expertise in the economic research of digital platforms, including those that are what economists call “multi-sided marketplaces.” These kinds of marketplaces connect buyers with sellers, riders with drivers, and guests with hosts. Examples include eBay, Uber, and Airbnb, and food delivery services such as DoorDash, Uber Eats, and Grubhub.

Multi-sided marketplaces create tremendous value by aggregating businesses and customers, presenting various options to buyers, handling payments, and coordinating deliveries. They continuously balance supply, demand, pricing, offerings, and service quality. Sometimes, misunderstandings about this complexity lead to regulatory proposals that try to make marketplace outcomes more “fair.” Because these proposals change only one or few factors in a complex system, they inevitably disrupt the balance somewhere else, and those impacts are important considerations for policymakers.

The New York food delivery market is very different from other markets that have attracted regulatory attention.

- First, the market for on-demand delivery is not a monopoly or a duopoly; there are numerous major competitors.

- Second, the barriers to enter the food delivery market are relatively low. For example, a local pizza shop can utilize the pizza-specific delivery app Slice or even use off-the-shelf technology to offer its own delivery app.
- Third, consumers and restaurants can easily use more than one delivery platform, and many do so. They are not limited to one.
- Fourth, food delivery apps face pressures from other companies in adjacent spaces, including popular “scheduled food delivery” sellers such as HelloFresh and Blue Apron.

The New York City Council’s COVID-era law that caps food delivery service fees on restaurants is a prime example of a well-intended regulation with unintended detrimental effects. It’s not just theoretical that price caps often backfire and harm the very constituents – people and businesses – they were intended to protect.

A recent economic study examined 200,000 restaurants, including over 60,000 chain restaurants, across 14 U.S. cities where delivery commission fee caps were imposed. After fee caps were imposed, independent restaurants saw a 6.8 percent reduction in delivery demand, as well as reductions in overall revenues and net profits. In contrast, chain restaurant delivery demand increased by 3.6 percent. Put differently, chain restaurants – not independent restaurants – benefited from the fee caps across more than a dozen cities.

New York lawmakers who seek to help smaller restaurants – the city’s small business lifeblood – should consider policies that promote competition among delivery apps (including by encouraging restaurant owners to use more than one of them) or provide direct support to smaller restaurants that are most in need.

From an economic perspective, government-imposed fee caps can often have negative unintended consequences. While well-intentioned during the COVID-19 emergency, the time for New York City restaurant delivery fee caps for restaurants has passed.

Thank you for reviewing my testimony in favor of Int. 0813.

Dr. Liad Wagman

John and Mae Calamos Dean Endowed Chair and Professor of Economics

Stuart School of Business

Illinois Institute of Technology

Delivery Platform Marketing Fees

3.7.23

MEMO IN SUPPORT OF INT. 813-2022

Tech:NYC is a nonprofit member-based organization representing over 800 technology companies in New York. Our membership includes hundreds of innovative startups as well as some of the largest tech companies in the world. We are committed to supporting New York's tech based economy and ensuring that all New Yorkers can benefit from innovation. Tech:NYC works with government and community partners to guarantee that New York remains the best place in the country to start and grow a technology company.

Since they were first established in NYC, delivery platforms have helped to power economic development across the city, offering customers the ability to discover new local businesses, giving restaurants new ways to grow their businesses, and delivery workers new ways to access earning opportunities. It is estimated that today there are over 65,000 delivery workers, 23,000 restaurants, and 317,000 restaurant-based jobs in New York City. On-demand delivery services have expanded rapidly since the beginning of COVID-19, as platforms are providing consumers with more options than ever. Delivery platforms also help to provide key insights on consumers to restaurants, including which dishes sell best, or which neighborhoods have the highest amounts of customers. Today, delivery apps and services are more popular than ever - according to the [NYC Department of Consumer and Worker Protection](#), there were 17% more app-based deliveries made in the first six months of 2022 compared to the same period in 2021. Additionally, between March 2021 and May 2022, app-based deliveries made up 15% of all NYC restaurant sales.

In August 2021, the city permanently limited the fees that delivery platforms can collect from restaurants to 15% of an order for delivery and pickup, and 5% for marketing and other services. These fees were originally established during the hardest days of COVID-19, when dining rooms were closed, social distancing was in place, and vaccines were months away. Today, as restrictions have been lifted and our great city has recovered remarkably, the demand for restaurant delivery has changed. If left in place in its current form, the permanent fee cap will prevent restaurants from accessing tools to help them expand their customer base and discourage delivery platforms from creating innovative products. Restaurants increasingly value the marketing tools that delivery platforms offer, including data analysis of local markets and demand, as well as advertising, featured listings, and even custom websites. These tools help boost restaurants' revenue while expanding access for customers. Keeping the current fee cap in place puts the continued availability of these services at risk in the city, which will damage restaurants and consumers in the long run.

Tech:NYC supports Int. 813-2022, which would ensure that restaurants continue to have access to low-cost delivery and marketing options, and recommends that the City Council passes and the Mayor signs this bill into law.

Thank you for the opportunity to submit testimony. My name is Alice Maggio and I'm a Project Officer at The Working World. The Working World is a Community Development Financial Institution that offers financing and technical assistance to worker-owned cooperative businesses, with a focus on supporting people-of-color-owned businesses.

In terms of Worker Protection, worker-cooperatives offer a special approach – because they allow the employees of a business to become co-owners, they therefore allow workers to be in charge of themselves and their own working conditions.

Since 2015, The Working World has been one of many organizations that receive funding through the Worker Cooperative Business Development Initiative (WCBDI). I'm submitting testimony to encourage the City Council to enhance funding of the Initiative to \$4.9 million so that we can continue to support and grow NYC's worker coop economy and build new wealth in the neighborhoods that need it most.

Funding from the Worker Cooperative Business Development Initiative has allowed us to start new cooperatives, convert existing companies to worker ownership, and help existing businesses grow to their full potential.

Over the past 3+ years, I have had the opportunity to work with Bright Learning Stars, a worker cooperative childcare business in Brooklyn. The Working World's financing and technical support during the pandemic allowed Bright Learning Stars to navigate changing health guidelines, new and changing customer needs, and the rising cost of supplies. Coming out of Covid and with our lending and technical support the worker owners of Bright Learning Stars have actually been able to double the size of their business. This expansion has had a real

impact on the lives of the worker owners: they have been able to raise their wages and have paid themselves end-of-year bonuses for two years in a row!

Another cooperative I've worked with is Donna, a bar and restaurant that is being reborn as a worker cooperative in the West Village. In late 2020, the founding owner approached The Working World to see if we would help him convert the company to worker-ownership. He had moved out of the city and wanted to exit the business, but he was interested in passing the company on to the employees. With our support, five of the former staff members have been able to buy the business from the founding owner. We have worked with them to finance the equipment and renovations they need to reopen, while also helping them to build the skills of ownership. The cooperative is gearing up to open in early May, and looks forward to hiring more employees who can start on the pathway to ownership.

With your support, we can continue to build our local cooperative economy and change the lives of thousands of NYC workers, giving them a new voice in their workplace and a share of their companies' profits.

In conclusion, I want to strongly urge you to support the enhancement of WCBDI to \$4.9 million. This will allow our organization to continue supporting businesses like Bright Learning Stars and Donna, and help countless other worker cooperatives reach their full potential and create new wealth for working class, BIPOC New Yorkers.

Thank you for your time.

Alice Maggio

The Working World

alice@theworkingworld.org



Yemeni American Merchants Association (YAMA)

To the New York City Council,

On behalf of the Yemeni American Merchants Association (YAMA) I am writing to urge the City Council to support Int 0813, the proposed legislation that would create ways for small and independent, largely immigrant-owned, businesses to reach new customers and expand their reach through third-party delivery platforms.

New York City bodegas were hit particularly hard by the pandemic, with many facing staffing shortages and a decrease in foot traffic in their stores. We saw this as an opportunity for our members and worked with delivery platforms like DoorDash to equip our bodegas with the technology to modernize and sustainably grow their businesses through delivery.

Many of our bodegas say these third-party platforms have helped them survive and thrive over the last three years, which is why passing Int 0813 is important. YAMA is built on the belief that all small businesses — from local bodegas to a neighborhood-favorite deli and a bakery serving tastes of back home — should be able to choose how they best run their business, and that is what this legislation would provide by ensuring small businesses have the ability to access tools and resources on these platforms, and controlling how they grow and compete in the post-pandemic economy.

Importantly, it also keeps low-cost options in place, requiring that platforms continue to offer access to the tools and resources businesses rely on to continue to grow, while providing additional resources for owners looking for expanded opportunities to highlight their business or reach new customers.

Running a small business is challenging and our business owners are looking for ways to meet the needs of their customers. Many that serve food want to make sure their customers can order their favorite snacks alongside deli sandwiches, but can't afford to maintain their own delivery fleet. This legislation maintains access to these platforms, and gives family-owned businesses the ability to compete with larger and better known or established brands that have built in advantages.



It's also true that as more consumers are using delivery platforms, amending the commission cap could also help keep delivery prices down which would help local restaurants in the long run. If these regulations do not change, third-party delivery platforms may have to adapt by reducing services or increasing delivery costs, which would be passed along to small businesses and consumers, driving down the number of orders being placed and resulting in less revenue. Delivery platforms have proven to be additive and beneficial for many of our members, and it's important that we do not make it harder or more expensive for businesses and customers, compromising a revenue stream businesses rely on.

Small businesses have to do everything they can to fight for survival, and that is especially true for immigrant-owned businesses that traditionally face other barriers and disadvantages. The City should be doing everything it can to help ensure their success, and that is why we encourage the City Council to consider supporting the proposed legislation that would amend the current cap on the commission third-party delivery services can charge small businesses. Delivery provides a crucial service for our local communities and every small business deserves the right to decide what is best for their own needs.

Thank you for the opportunity to submit testimony.

Sincerely,

Amr Abozaid

Director of Merchants Department

Yemeni American Merchants Association (YAMA)



FOR YOUTH DEVELOPMENT®
FOR HEALTHY LIVING
FOR SOCIAL RESPONSIBILITY

**New York City Council
Committee on Consumer and Worker Protection
Honorable Marjorie Velázquez, Chair**

**Testimony of YMCA of Greater New York
Presented by Michael Rivadeneyra, Vice President of Government Relations**

**Hearing: Legislation Expanding Services for Private Businesses
March 29, 2023**

I respectfully submit the following testimony on behalf of the YMCA of Greater New York.

The YMCA of Greater New York is a charitable nonprofit organization that is committed to empowering youth, improving health, and strengthening community. With 24 YMCA branches and more than 100 community sites across New York City, the Y is among the city's largest providers of human services spanning from infancy to older adult — and an important anchor, convener, and catalyst for transformational change in underserved communities.

We write in support of Intro 891, which will allow charitable organizations to benefit from a portion of proceeds from a game of chance conducted at a sporting venue. The pandemic highlighted the ever growing economic and health disparities in our communities. The YMCA has benefited from the New York City based sport organizations' community engagement and outreach programs to address many community needs. With communities across the city facing challenges with child care, food insecurity, mental health issues, and more, the need for more philanthropic support is desperately needed. Intro 891 will enable the Y and other charitable organizations to tap into a new philanthropic revenue stream.

The New York City based teams' sporting venues collectively draw millions of spectators. If a fraction of those spectators participate in a game of chance, it could yield a substantive philanthropic revenue stream. Such a revenue stream could have a positive and significant impact in the communities we serve. Therefore, we urge the Council to support Intro 891 to create and access a new private sector funding stream that will support the great work of the nonprofit community in New York City.

If you have any questions, please contact Michael Rivadeneyra, Vice President of Government Relations, at mrivadeneyra@ymcanyc.org or 646-648-1921.

YMCA OF GREATER NEW YORK ASSOCIATION OFFICE 5 West 63rd Street, 7th Floor New York, New York 10023

YMCA OF GREATER NEW YORK | Where there's a Y, there's a way.

From: Aaron Hoffman <user@votervoice.net>
Sent: Monday, March 13, 2023 1:12 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Hurts everyone but the Big Delivery companies.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Aaron Hoffman

New York, NY 10014
wogiesbar@yahoo.com

From: Aarti Mehta <user@votervoice.net>
Sent: Friday, March 17, 2023 9:18 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Aarti Mehta

New York, NY 10036
aarti.n.mehta@gmail.com

From: Albert Dimeglio <Albert.Dimeglio.611007735@p2a.co>
Sent: Saturday, March 18, 2023 10:00 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Albert Dimeglio

Staten Island, NY 10306

From: Alberto Tartari <alberto.tartari@mac.com>
Sent: Tuesday, March 14, 2023 12:37 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Alberto Tartari

New York, NY 10019
alberto.tartari@mac.com

From: Albin Infante <user@votervoice.net>
Sent: Tuesday, March 14, 2023 6:35 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Albin Infante

Bronx, NY 10456
albininfante2983@gmail.com

From: Alessandro Biggi <alessandro@avocaderia.com>
Sent: Monday, March 13, 2023 1:09 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I run 4 restaurants called Avocaderia and delivery is a big part of our business. If the cap were to be removed we would struggle to remain in business.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Alessandro Biggi

Brooklyn, NY 11232
alessandro@avocaderia.com

From: Alex Haskell <alex@barrowsintense.com>
Sent: Friday, March 17, 2023 9:13 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Alex Haskell

Brooklyn, NY 11232
alex@barrowsintense.com

From: Alex Marquetti <al.marquetti@gamil.com>
Sent: Tuesday, March 14, 2023 12:42 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

With inflations going up, I do not think this will be a healthy situation for small business owners and letting the big conglomerates take from our mom and pop locations that spend money in the community level. We grow within, big companies get tax breaks, and write off their books.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Alex Marquetti

Astoria, NY 11106
al.marquetti@gamil.com

From: Alexis Rodriguez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:17 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Alexis Rodriguez

New York, NY 10034
UtopiaInwood@gmail.com

From: Alper Uyanik <user@votervoice.net>
Sent: Thursday, March 23, 2023 12:39 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Alper Uyanik

New York, NY 10026
alper.uyanik2@gmail.com

From: Alton Phillips <alton@foxmeadowwine.com>
Sent: Wednesday, March 22, 2023 5:31 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Alton Phillips

Brooklyn, NY 11211
alton@foxmeadowwine.com

From: Amanda Minarik <user@votervoice.net>
Sent: Monday, March 13, 2023 6:42 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery BILLN

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Amanda Minarik

Chicago, IL 60640
aminarik1975@icloud.com

From: Amnat Sontiwaree <user@votervoice.net>
Sent: Wednesday, March 15, 2023 11:00 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Amnat Sontiwaree

New York, NY 10011
pea.keh08@gmail.com

From: Amy Vargas <user@voterveice.net>
Sent: Wednesday, March 15, 2023 12:12 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We are a family owned small business trying to stay afloat. We won't be able to make it if this is approved

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Amy Vargas

New York, NY 10009
amydkny@gmail.com

From: Ana Ivkovic <Ana.Ivkovic.549979926@p2a.co>
Sent: Thursday, March 30, 2023 11:05 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Ana Ivkovic

New York, NY 10075





40 Wall Street, 49th Floor
New York, NY 10005
O: (212) 404-8644
F: (332) 777-1884
kilegal.com

**New York City Council Committee on Consumer and Worker Protection Meeting March 29, 2023
Establishing Exemptions for Third-Party Food Delivery Services from the Limits on Fees Charged
by Such Services on Food Service Establishments.
Opposition for Int 0813-2022**

TO: The Honorable City Councilmember Marjorie Velázquez
FROM: Andreas Koutsoudakis, Owner, Marathi Greek Bistro; Co-Owner, KI Legal
DATE: March 29th, 2023

Dear Chairwoman Velázquez,

I want to express my strong opposition to the Bigger Fees for Big Delivery Bill, as well as the ongoing efforts of these big third-party food delivery companies who want to gut the fee cap and revert to their preferred days of expensive, exploitative, and shady “marketing fees.”

I believe that every business owner wants to move past the pandemic. Every business owner wants their operation to be able to thrive after such dark times. And while most emergency orders came to an end as they should, some created such pivotal turning points in the development of industries in the city that they must not simply be abandoned.

With the fee cap, this was not pandemic driven - in fact, just weeks before the pandemic, I along with dozens of others stood on the steps of City Hall on 2/27/2020 and announced proposed legislation to cap the fees. Of course, there was nothing but extreme resistance by these 3rd party-delivery companies in response - “a very small few disgruntled restaurants” they said. Well, then the pandemic happened, and instead of 10% fee cap that we originally asked for, the city passed legislation capping it at 5%. The writing was on the wall well before the pandemic, and the emergency was merely a catalyst for accelerating the fee cap legislation, not creating it.

Even so, there are nevertheless certain pieces of emergency legislation that were put in place that were so beneficial to our economy and communities that even if they were created out of necessity, we cannot just terminate them and revert to whatever existed before. We must learn from them, repurpose them, and implement them for the continued success of the economy and our communities - and without question that includes our small business community.

As a restaurant owner and a lawyer for hundreds of restaurants throughout the 5 boroughs, I truly know firsthand the devastating impact that these companies have on local businesses.

They claim they provide a valuable service for all parties involved - but the reality we are all too familiar with is that they are taking advantage of us by charging high and hidden fees.

They claim they support small businesses and the hospitality industry – but they actively harm us by taking massive percentages from our profits and leaving us with no bargaining power.

They claim that maintaining the fee cap will harm the very small businesses you, the Council, set out to help in the first place – but we all know that the only entities actively harming us are these



40 Wall Street, 49th Floor
New York, NY 10005
O: (212) 404-8644
F: (332) 777-1884
kilegal.com

multi-billion-dollar marketing machines with limitless resources and no concept of what it actually takes to keep a hospitality business afloat.

If your local restaurant closes, you will remember you server, the owners, your host. You will miss them. Your community will miss them.

Is the same true for Grubhub, Uber Eats, DoorDash and the like? Absolutely not. They don't know anything about our communities – yet here we are pleading for you to protect your constituents and communities. Take a step back. Keep it simple. Do what's right and necessary. Protect your constituents. Protect your communities.

The bottom line is that the cap saved many businesses during Covid. It allowed restaurants to keep more of their hard-earned revenue (nowhere even close to “profits”) and reinvest that money into the very people that help run their operations and serve their customers/guests. Should the exorbitant fees return, restaurants already struggling will severely jeopardize the health of their business. The line between working for yourself and working for others will be extremely blurry – yet again.

It will also affect the relationships I have worked so hard to forge with my customers since I, like many others, will have no choice but to pass on some, if not all, extra costs on to them.

I hope to ultimately partner with the Council, and these companies, so that fairer fee structures and accompanying strategies can be proposed. But, in the meantime, I truly urge the Council to reject the Bigger Fees for Big Delivery bill. I urge you to please help protect us local businesses and level the playing field. It is not an understatement when we say that we need your help to not only thrive, but merely survive, especially in the current economic climate.

Respectfully,

A handwritten signature in black ink, appearing to read 'Andreas Koutsoudakis', written over a white background.

Andreas Koutsoudakis
Founder, Owner

From: Andrew Karistos <Andrew.Karistos.436713231@p2a.co>
Sent: Saturday, March 18, 2023 12:40 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Andrew Karistos

Queens, NY 11101

From: Andrew McDowell <user@votervoice.net>
Sent: Friday, March 17, 2023 4:07 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We are already getting destroyed by massive utility cost increases. Enough already.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Andrew McDowell

Brooklyn, NY 11211
macdaddy3444@gmail.com

From: Andrew Schnipper <andrew@schnippers.com>
Sent: Wednesday, March 15, 2023 10:02 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I operate multiple restaurants here in NYC with a large delivery business. Prior to the fee cap, we had to pay the platforms ever increasing fees just so we'd have any presence for customers to find us. Once the fee cap went into effect, we were able to market directly to consumers by offering discounts, loyalty rewards, etc. This cost us less than extra marketing fees, was significantly more effective, and benefited the consumer as well as they received direct promotional discounts. Allowing the platforms to re-introduce marketing fees only benefits them - it hurts the restaurants and the consumer. We will likely have to stop offering direct consumer discounts and pay higher fees which only goes to the multi billion dollar companies. And we will definitely need to raise our prices to offset the higher costs. This is a terrible idea.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Andrew Schnipper

New York, NY 10018
andrew@schnippers.com

From: Andrew Stone <user@votervoice.net>
Sent: Monday, March 13, 2023 1:12 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

it's impossible to make delivery with higher fees.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Andrew Stone

Huntington, NY 11743
Andrewstone1@gmail.com

From: Angela Krevey <Angela.Krevey.436725751@p2a.co>
Sent: Thursday, March 16, 2023 9:50 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Angela Krevey

New York, NY 10280

From: Ann Redding <ann@uncleboons.com>
Sent: Friday, March 17, 2023 3:24 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ann Redding

New York, NY 10012
ann@uncleboons.com

From: Ann Reilly <user@votervoice.net>
Sent: Wednesday, March 15, 2023 12:48 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ann Reilly

BROOKLYN, NY 11226
127nyc@gmail.com

From: Annette Matera <user@votervoice.net>
Sent: Monday, March 13, 2023 5:40 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Delivery fees are ridiculously high as is. They need to stay capped or these companies will go back to financially raping restaurants. Higher fees will then be passed onto the consumer making it even more unaffordable to eat and lead to a loss of business for the restaurant. Delivery companies are run by a bunch of greedy antichrists who want to drain every cent from restaurants and hungry humans. Fees need to be abolished but let's start by keeping the caps.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Annette Matera

New York, NY 10010
annettematera@gmail.com

From: Anthony Staub <Anthony.Staub.611029272@p2a.co>
Sent: Saturday, March 18, 2023 3:01 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Anthony Staub

New York, NY 10065

From: Antonio Perez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 12:25 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

my business will get
killed if this happens

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Antonio Perez

Astoria, NY 11103
hitlistone@aol.com

From: Aram Sabet <Aram.Sabet.611020299@p2a.co>
Sent: Tuesday, March 21, 2023 4:10 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Aram Sabet

New York, NY 10022

From: Archie Galanis <user@votervoice.net>
Sent: Monday, March 13, 2023 2:04 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Archie Galanis

Rego Park, NY 11374
kgatanas@aol.com

From: ARTHUR BAIZE <ARTHUR.BAIZE.532656742@p2a.co>
Sent: Saturday, March 18, 2023 3:28 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
ARTHUR BAIZE

Brooklyn, NY 11213

From: Arthur Li <ali@altamareagroup.com>
Sent: Monday, March 13, 2023 2:26 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Arthur Li

New York, NY 10019
ali@altamareagroup.com

From: Asdren Kyqykaliu <Asdren.Kyqykaliu.611013521@p2a.co>
Sent: Saturday, March 18, 2023 11:18 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Asdren Kyqykaliu

Norwood, NJ 07648

From: Ashley Jaffe <ashley@blankslatenyc.com>
Sent: Tuesday, March 14, 2023 12:45 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We are still trying to recover from Covid and this fee cap was one of the biggest things to support us over the years!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ashley Jaffe

New York, NY 10022
ashley@blankslatenyc.com

My name is Esad Lekic. I'm the manager of Avrililly's Creamery in Hamilton Heights in Manhattan. .

Confidence in my decision making is one of the key factors in running my restaurant. I feel like it should be up to me, and not the Council, to decide how to advertise and promote my restaurant, so please vote to end the marketing fee cap so that I can make the best decisions of how to grow Avrililly's Creamery.

Please support restaurants. Vote YES.

Thank you.

My name is Chi Teng Liao and I own Bamboo Garden in Brooklyn.

Thank you for supporting New York restaurants. The pandemic was very hard and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 - and the amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help us during the pandemic. But the fee cap in the law is not only on delivery. The cap also stops me from paying delivery apps for marketing and promotion services that I may want to pay for because they help me get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so I can pay more promotion money if I choose to. That's a good balance, and that's what I support. I should be able to spend my money to grow my business.

As any owner will tell you, staying afloat in the restaurant business is always a struggle, and COVID made it almost impossible. I'm grateful the Council helped restaurants like mine during the pandemic. But it's my restaurant, and I need the freedom to decide how to spend money growing my business. Please support this amendment so it's my choice how to spend my money.

Running a restaurant is hard. This was especially true during COVID. I feel like keeping the delivery fee cap and ending the marketing services fee cap will give me the freedom to make decisions that will benefit my restaurant and my employees.

Thank you.

Chi Teng Liao

Bamboo Garden

6409 8th Ave Brooklyn NY 11228

From: Barbara Sibley <user@votervoice.net>
Sent: Monday, March 13, 2023 2:41 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

These platforms are parasites that don't give anything back to the restaurants that provide their product.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Barbara Sibley

New York, NY 10003
managerholiday75@gmail.com

From: Bart Hubbuch <bart@getmemphiseseoul.com>
Sent: Monday, March 13, 2023 1:48 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I'm the owner of Memphis Seoul, which has two locations in the city (one in Brooklyn and one in the East Village) and employs 10 people.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Bart Hubbuch

Brooklyn, NY 11238
bart@getmemphiseseoul.com

From: Ben Hildred <ben@twohandsnyc.com>
Sent: Thursday, March 23, 2023 8:49 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Hi there

Our business relies heavily on Togo, and we aim to keep our prices on these apps in line with what we charge in store to keep the value perception the same.

It is well known that the fees are already high, this would impact our revenue in store, then ultimately cost us jobs.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ben Hildred

New York, NY 10013
ben@twohandsnyc.com

From: Bener Bilgin <user@voterveice.net>
Sent: Friday, March 17, 2023 10:24 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Nooooooooo

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Bener Bilgin

Brooklyn, NY 11211
benerbilgin11211@gmail.com

From: Bobbie Petracca <bobbie@magnoliabakery.com>
Sent: Monday, March 13, 2023 3:22 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Bobbie Petracca

New York, NY 10019
bobbie@magnoliabakery.com

From: Bon Yagi <bonyagi@tic-nyc.com>
Sent: Tuesday, March 14, 2023 1:21 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Bon Yagi

New York, NY 10003
bonyagi@tic-nyc.com

From: Brian Nolan <office@therestaurantgroup.com>
Sent: Friday, March 17, 2023 2:33 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Brian Nolan

New York, NY 10023
office@therestaurantgroup.com

From: Brian Stapleton <user@votervoice.net>
Sent: Monday, March 13, 2023 2:01 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Brian Stapleton

Massapequa, NY 11758
bspluguglies@aol.com

My name is M.L Perez I manage Brisas Del Caribe in Castle Hill, Bronx.

The Council did a good thing for restaurants when it passed the delivery fee cap, but it hurt restaurants when it included a fee cap on "all other services." I want to decide how I spend my money marketing and promoting my restaurant, and if I want to pay delivery service apps to email a coupon or promote my weekly specials, that should be my choice and not the Council's choice.

Please support restaurants. Vote YES.

Thank you.

From: Brittany Minoff <brittany@thenycalliance.org>
Sent: Wednesday, March 8, 2023 10:47 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Brittany Minoff

Astoria, NY 11102
brittany@thenycalliance.org

From: Bryan Delaney <user@votervoice.net>
Sent: Monday, March 13, 2023 6:35 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Bryan Delaney

New York, NY 10012
springlounge@gmail.com

From: bryce kervin <bryce.kervin.611587444@p2a.co>
Sent: Wednesday, March 22, 2023 10:45 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
bryce kervin

Brooklyn, NY 11211

3/27/2023

My name is Sam Yang. I'm the manager of Burger & Shake Co in Hamilton Heights, Manhattan

I appreciate the Council's fee cap that they put on during the covid pandemic. If any change to the cap occurs, I want to make sure that any new service fees are directed towards marketing and promoting restaurants like Burger and Shake Co.

Please support restaurants.

Thank you.

From: Carl Cutting <user@votervoice.net>
Sent: Wednesday, March 15, 2023 12:48 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Carl Cutting

New York, NY 10034
cutting7505@gmail.com

From: carmine mitroni <user@votervoice.net>
Sent: Wednesday, March 22, 2023 11:43 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

carmine mitroni

New York, NY 10024
cmitroni2@gmail.com

From: Catherine Manning <catherine.manning@villanellenyc.com>
Sent: Friday, March 17, 2023 11:14 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Catherine Manning

New York, NY 10003
catherine.manning@villanellenyc.com

From: Chanchai Khampinchai <Chanchai.Khampinchai.446051857@p2a.co>
Sent: Saturday, March 18, 2023 9:16 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Chanchai Khampinchai

New York, NY 10028

From: Charles Devigne <user@votervoice.net>
Sent: Tuesday, March 14, 2023 12:17 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Hi Diana,

This is Charles Devigne from Lexington Pizza Parlour, the Harlem Baking Company and Board Member of CIVITAS. We met a few times in the past couple years. I hope you will vote this resolution down, our businesses can not handle any more fees.

Thank you!!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Charles Devigne

New York, NY 10029
charldevig@gmail.com

From: Chelo Ramirez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 7:57 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Chelo Ramirez

Bronx, NY 10451
Chelor64@gmail.com

From: Chirawat Patpongpiul <user@votervoice.net>
Sent: Thursday, March 16, 2023 7:15 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Now a day food costs have risen high than before and third parties never look back at their partners like restaurants that are working hard to exhaust and then received a small amount of money but their third parties are doing nothing and taking too much commission from their restaurant partners. The restaurant is unacceptable.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Chirawat Patpongpiul

BROOKLYN, NY 11218
chirawat.pat@gmail.com

From: Chris LaCass <user@votervoice.net>
Sent: Wednesday, March 15, 2023 8:22 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Chris LaCass

New York, NY 10036
clacass@gmail.com

From: Chris Slaughter <chris@handynasty.net>
Sent: Tuesday, March 14, 2023 12:34 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Chris Slaughter

Brooklyn, NY 11232
chris@handynasty.net

From: Christopher Bartle <chris@twoboots.com>
Sent: Monday, March 13, 2023 1:41 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Delivery apps are parasitic - they resemble payday lenders for restaurants, if the fees are high enough to eliminate profits. Fees of more than 5% are high enough in most cases.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Christopher Bartle

New York, NY 10009
chris@twoboots.com

From: christopher Irish <user@voterveice.net>
Sent: Friday, March 17, 2023 9:48 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

High delivery fees are crippling to a small restaurant business.it can literally be the difference between a business thriving or failing.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

christopher Irish

Brooklyn, NY 11215
irish.christopher@gmail.com

From: christopher king <chris.king@hobrahtacos.com>
Sent: Tuesday, March 14, 2023 7:25 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The fees are not fair to our business they have created a necessary evil and are exploiting are business with there technology. If they need more money they should consider a flat fee for us to be involved. It is not fair to pay them \$12 dollars on \$40 delivery orders it takes out profit out. With rising costs delivery has become a larger part of most small businesses. This will be terrible for business

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

christopher king

Staten Island, NY 10306
chris.king@hobrahtacos.com

From: Christopher Pugliese <user@votervoice.net>
Sent: Wednesday, March 22, 2023 9:51 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We won't survive if this bill is passed.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Christopher Pugliese

New York, NY 10003
tsbagels@gmail.com

From: Ciara O'Sullivan <ciara@rivercrestny.com>
Sent: Monday, March 13, 2023 4:14 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Rivercrest Astoria

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ciara O'Sullivan

Long Island City, NY 11105
ciara@rivercrestny.com

My name is Jesus Sanchez. I manage Cielito Lindo Bistro in Crown Heights, Brooklyn.

Thank you for capping restaurant delivery fees during the pandemic. This has saved our restaurant money, but the law should not limit how much our restaurant can spend on marketing services with food delivery apps. When business is slow, I need to be able to decide how much to spend on advertising and marketing, and that should be my choice, not the government's decision.

Please support restaurants. Vote YES.

Thank you.

My name is Cindy Charles and I live in Brooklyn. I encourage the City Council to support Int 0813, the proposed legislation that would open up new opportunities for local restaurants to reach new customers and grow their businesses.

I'm a graduate student at Columbia University studying social work, and I also have a full-time job at a bank. But over the last two years, I have been able to use extra income I make from delivery work to supplement my income and fund my nonprofit initiative, Kupanada Sisters, which works to improve children's literacy in my home country of Guyana.

It's incredibly important to have these earning opportunities available to keep this impactful work going, which is why I urge the City Council to support the proposed legislation that would help local restaurants grow their business and make sure there are even more orders for New Yorkers like me to deliver. If orders were to decrease, I would have to try and work more outside of school and my full-time job, and I worry that it would not be possible.

The City Council needs to ensure that they take the unintended consequences into consideration when deciding on this proposed legislation, and understand that we play an important role too. I hope that you'll support these proposed changes to these rules and make sure we can continue to both support restaurants and preserve earning opportunities for delivery workers.

Sincerely,
Cindy Charles

###

[TEMPLATE] Dasher

- I encourage the City Council to support Int 0813, the proposed legislation that would open up new opportunities for local restaurants to reach new customers and grow their businesses.
- This is important to me as a delivery worker, because the proposed legislation could help prevent some of the unintended consequences if restaurants are unable to choose which services they need from platforms, especially if it results in increased costs for food delivery.
- Without this amendment, then the third-party platforms may reduce services or increase prices for delivery, which would make it less likely for customers to place orders from local restaurants, leading to fewer earning opportunities for people like me.
- I love my job and the flexibility that it gives me to earn extra money how and when I want to.
- At a time when inflation is impacting everyone, this amendment returns control to restaurants and will help them increase efficiency, and likely lead to higher order volume and more earning opportunities for delivery workers like me.
- This comes as the city is about to put in place a new minimum wage for delivery workers like me, and I'm already seeing that this could lead to these platforms making changes to meet those new costs, which would end up further reducing restaurant orders and fewer earning opportunities for me.
- I'm a graduate student at Columbia University studying social work, and I also have a full-time job at a bank. I use the income I make from delivery work to supplement my income and fund my nonprofit initiative, Kupanada Sisters, which works to improve children's literacy in my home country of Guyana.
- If orders were to decrease, I would have to try and work more outside of school and my full-time job, and I, unfortunately, don't think that would be a sustainable way to try and support myself.
- Delivery provides a crucial service for our economy and local communities. The City Council needs to ensure that they take delivery workers into consideration when deciding on this proposed legislation because we play an important role too, and the consequences of these rules reach beyond storefronts.
- I urge the City Council to support the proposed legislation that would amend the current cap on the commission third-party delivery services can charge restaurants to preserve earning opportunities for delivery workers.

From: Dale Cole <user@votervoice.net>
Sent: Tuesday, March 21, 2023 10:24 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

small businesses are still trying to bounce back from a hard hit pandemic. We can hardly keep up with bills. No to delivery fees!!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Dale Cole

New York, NY 10035
dapseats@gmail.com

From: Dan Cohen <user@votervoice.net>
Sent: Tuesday, March 14, 2023 10:02 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The fees that the delivery apps are predatory. As delivery becomes and even larger part of the revenue mix, we become reliant on that to hit our numbers. Removing the fee cap will easily end our business as we can't absorb the fees that the delivery companies are looking to charge.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Dan Cohen
156 E 117th St Frnt 1
New York, NY 10035
supernicenyc@gmail.com

From: Dan Cohen <user@votervoice.net>
Sent: Tuesday, March 14, 2023 10:03 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The fees that the delivery apps are predatory. As delivery becomes and even larger part of the revenue mix, we become reliant on that to hit our numbers. Removing the fee cap will easily end our business as we can't absorb the fees that the delivery companies are looking to charge.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Dan Cohen
196 W 108th St
New York, NY 10025
supernicenyc108@gmail.com

From: Dan Connor <Dan.Connor.432569623@p2a.co>
Sent: Tuesday, March 21, 2023 6:15 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,

57-24 Roosevelt Ave
Queens, NY 11377

From: Dan Pace <dan@zuckersholdings.com>
Sent: Monday, March 13, 2023 1:23 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

DON'T EXPLOIT SMALL BUSINESSES!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Dan Pace

New York, NY 10017
dan@zuckersholdings.com

From: Daniel Abrams <danny@tminyc.com>
Sent: Monday, March 13, 2023 3:09 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Daniel Abrams

New York, NY 10036
danny@tminyc.com

From: Daniel Lamonaca <Daniel.Lamonaca.611560588@p2a.co>
Sent: Wednesday, March 22, 2023 5:39 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Daniel Lamonaca

Brooklyn, NY 11211

From: Daniel Nasser <dnasser@mayataqueria.com>
Sent: Monday, March 13, 2023 3:09 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Businesses can not afford these high fees!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Daniel Nasser

Brooklyn, NY 11238
dnasser@mayataqueria.com

From: Daniel Rivera <Daniel.Rivera.473644147@p2a.co>
Sent: Friday, March 17, 2023 10:13 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Daniel Rivera

New York, NY 10009

From: Danielle Moore <Kitchen@EthelNAnniemaesSoulfood.Kitchen>
Sent: Monday, March 27, 2023 4:00 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Danielle Moore

Brooklyn, NY 11203
Kitchen@EthelNAnniemaesSoulfood.Kitchen

From: Danny Lyu <danny@summersaltnyc.com>
Sent: Monday, March 13, 2023 1:42 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Danny Lyu

New York, NY 10010
danny@summersaltnyc.com

From: Darren Lawless <user@votervoice.net>
Sent: Monday, March 13, 2023 1:43 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Darren Lawless

Astoria, NY 11106
dedrylaw@aol.com

From: David Ciancio <therev@yeahmanagement.com>
Sent: Tuesday, March 14, 2023 12:17 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

David Ciancio

New York, NY 10018
therev@yeahmanagement.com

From: David Hess <david@bondisushi.com>
Sent: Saturday, March 18, 2023 9:33 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

David Hess

New York, NY 10001
david@bondisushi.com

From: David Kornbluth <user@votervoice.net>
Sent: Friday, March 17, 2023 4:03 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Higher fees will take whatever little profit there is and cause me to lay off people so I can pay my bills. At that point, why stay in business to own a job. Higher fees are an extremely bad idea.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

David Kornbluth

Brooklyn, NY 11217
dairyinn@gmail.com

From: David Moon <info@daigosushirollbar.com>
Sent: Wednesday, March 15, 2023 9:49 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

David Moon

Brooklyn, NY 11215
info@daigosushirollbar.com

From: David OKeefe <David.Keefe.446157634@p2a.co>
Sent: Tuesday, March 21, 2023 4:03 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
David OKeefe

Brooklyn, NY 11231

From: david seigal <user@votervoice.net>
Sent: Monday, March 13, 2023 1:12 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I am vehemently opposed to passage of this bill. Restaurants are still recovering from pandemic losses and these fees significantly erode our business models and put restaurants at risk. They are disproportionality high.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

david seigal

New York, NY 10011
daveseigal@hotmail.com

From: DAwn Casale <dawn@onegirlcookies.com>
Sent: Friday, March 17, 2023 9:24 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Dawn Casale

Brooklyn, NY 11232
dawn@onegirlcookies.com

From: Del Pedro <info@tookeralley.com>
Sent: Friday, March 17, 2023 9:14 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Del Pedro

Brooklyn, NY 11238
info@tookeralley.com

From: Desiderio Collado <user@votervoice.net>
Sent: Tuesday, March 14, 2023 7:05 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Desiderio Collado

Jamaica, NY 11435
elrey869@gmail.com

From: Diane Foley <user@votervoice.net>
Sent: Friday, March 17, 2023 9:21 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Diane Foley

Brooklyn, NY 11222
dmfoley212@gmail.com

From: Diane Sergenian <user@votervoice.net>
Sent: Wednesday, March 15, 2023 6:37 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Diane Sergenian

Briarcliff Manor, NY 10510
dsergenian@aol.com

From: dianna loiselle <user@votervoice.net>
Sent: Thursday, March 23, 2023 2:27 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

It is insanely frustrating to have these companies profit off of our hard work with technology. They have profit margins triple .

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

dianna loiselle

Astoria, NY 11105
tellystaverna@aol.com

From: Didier Pawlicki <user@votervoice.net>
Sent: Monday, March 13, 2023 1:38 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Didier Pawlicki

New York, NY 10024
ainjupiter@gmx.com

From: Diosdado Soto <user@voterveice.net>
Sent: Tuesday, March 14, 2023 3:44 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

fe. Forward suspect email to phish@oti.nyc.gov as an attachment (Click the More button, then forward as attachment).

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Diosdado Soto

Bronx, NY 10463
Eltinariverdale@gmail.com

From: Dmitry Leus <user@votervoice.net>
Sent: Friday, March 17, 2023 2:40 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Dmitriy Leus

Staten Island, NY 10305
dmitri.leus@gmail.com

From: Donnchadh O Sullivan <user@votervoice.net>
Sent: Monday, March 13, 2023 9:59 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Donnchadh O Sullivan

New York, NY 10036
donnchadh_o@hotmail.com

From: Douglas Vaughan <doug@magnoliabakery.com>
Sent: Monday, March 13, 2023 4:16 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Douglas Vaughan

New York, NY 10019
doug@magnoliabakery.com

My name is Dwanet Perry, and I live in Queens. I encourage the City Council to support Int 0813, the proposed legislation that would open up new opportunities for local restaurants to reach new customers and grow their businesses.

I'm a single parent raising a young son and have a full-time job working in customer service, but I use delivery work to supplement my income and fund my new passion — my budding candle making business. It has been great to watch my business grow as I'm able to fit delivering with DoorDash around my schedule.

That's why I'm supportive of the City Council proposal that would open up new opportunities for restaurants and how they can use these delivery platforms like DoorDash to grow their business.

Without this amendment, then the third-party platforms may reduce services or increase prices for delivery, which would make it less likely for customers to place orders from local restaurants, leading to fewer earning opportunities for people like me. Without these earning opportunities, then I don't know how I would be able to continue supplementing my income through delivery work — it could mean the end of my candle making business altogether.

Keeping these rules in place would be bad for Dashers and the restaurants we help serve meals to across the city. Thank you for your consideration and I hope you will keep my concerns in mind as you consider this important issue.

Sincerely,
Dwanet Perry

[TEMPLATE] Dasher

- I encourage the City Council to support Int 0813, the proposed legislation that would open up new opportunities for local restaurants to reach new customers and grow their businesses.
- This is important to me as a delivery worker, because the proposed legislation could help prevent some of the unintended consequences if restaurants are unable to choose which services they need from platforms, especially if it results in increased costs for food delivery.
- Without this amendment, then the third-party platforms may reduce services or increase prices for delivery, which would make it less likely for customers to place orders from local restaurants, leading to fewer earning opportunities for people like me.
- I love my job and the flexibility that it gives me to earn extra money how and when I want to.
- At a time when inflation is impacting everyone, this amendment returns control to restaurants and will help them increase efficiency, and likely lead to higher order volume and more earning opportunities for delivery workers like me.
- This comes as the city is about to put in place a new minimum wage for delivery workers like me, and I'm already seeing that this could lead to these platforms making changes to meet those new costs, which would end up further reducing restaurant orders and fewer earning opportunities for me.
- I'm a single parent with a young son who has a full-time job in customer service but uses delivery work to supplement my income and fund my small business which is a candle company.
- I depend on delivery work to earn extra money and if order volume were to be impacted by this commission cap then I don't know how I would be able to continue supplementing my income through delivery work.
- Delivery provides a crucial service for our economy and local communities. The City Council needs to ensure that they take delivery workers into consideration when deciding on this proposed legislation because we play an important role too, and the consequences of these rules reach beyond storefronts.
- I urge the City Council to support the proposed legislation that would amend the current cap on the commission third-party delivery services can charge restaurants to preserve earning opportunities for delivery workers.

From: Eddie bergman <Eddie.bergman.611009139@p2a.co>
Sent: Saturday, March 18, 2023 10:22 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Eddie bergman

New York, NY 10016

From: EDWARD KENNY <Ted@Tophops.com>
Sent: Monday, March 13, 2023 4:01 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

These fees are killing the small restaurant business. They would take all of the operating margin.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

EDWARD KENNY

New York, NY 10028
Ted@Tophops.com

From: Edward Revis <eddie@magnoliabakery.com>
Sent: Monday, March 13, 2023 3:25 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

SAY NO TO INT 0813!!!!!!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Edward Revis

New York, NY 10019
eddie@magnoliabakery.com

From: Elisa Lyew <elisa@elisaslovebites.com>
Sent: Monday, March 13, 2023 2:10 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Elisa Lyew

New York, NY 10009
elisa@elisaslovebites.com

From: Elizabeth Gorai <user@votervoice.net>
Sent: Tuesday, March 14, 2023 12:23 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a startup restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Elizabeth Gorai

New York, NY 10001
mama.t.nyc@gmail.com

From: Elizabeth Kwon <Elizabeth.Kwon.533787539@p2a.co>
Sent: Friday, March 17, 2023 11:39 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Elizabeth Kwon

Brooklyn, NY 11238

From: Elizabeth Stemmer <user@votervoice.net>
Sent: Wednesday, March 15, 2023 7:58 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I love the local restaurants in my neighborhood and they cannot afford these. I live in NYC and hate that big chains that serve crap food are the only ones that can afford to deliver. Please don't kill small businesses!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Elizabeth Stemmer

Brooklyn, NY 11201
elizabethpashley@gmail.com

From: Emanuele Nigro <emanuele@osteria57.com>
Sent: Monday, March 13, 2023 2:37 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As restaurant it is not sustainable to offer quality food delivered to people with third party fees higher than what they already are

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Emanuele Nigro

New York, NY 10011
emanuele@osteria57.com

From: Emir Mrkulic <user@votervoice.net>
Sent: Friday, March 17, 2023 12:50 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The benchmark as an owner is 15% of sales..... when we didn't have a cap, I was losing money on all deliveries because of their high percentages. Please do not remove the cap.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Emir Mrkulic

New York, NY 10128
EmirMrkulic@aol.com

From: Emmanuel Carela <user@votervoice.net>
Sent: Thursday, March 16, 2023 4:55 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Emmanuel Carela

Bronx, NY 10458
emmanuelcarela@gmail.com

From: ERIC HUNTLEY <ERIC.HUNTLEY.433432588@p2a.co>
Sent: Tuesday, March 21, 2023 1:18 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
ERIC HUNTLEY

Brooklyn, NY 11221

From: Erick Kontogiannis <user@votervoice.net>
Sent: Monday, March 13, 2023 1:16 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Erick Kontogiannis

New York, NY 10024
viand@icloud.com

From: Evan Franca <user@votervoice.net>
Sent: Monday, March 13, 2023 2:18 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We cannot go back to the old days. Since covid it has rapidly changed our model and majority of customers are ordering online. These companies take too much \$ and going back would make us cut employees, and lose too much business.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Evan Franca

Brooklyn, NY 11217
bklyncrepe@gmail.com

From: Evan Puchalsky <epuchalsky@theluregroup.com>
Sent: Monday, March 13, 2023 3:50 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Without a fee cap, we are doomed!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Evan Puchalsky

New York, NY 10013
epuchalsky@theluregroup.com

From: Evrotas Volman-Schwebel <evro@santapanza.com>
Sent: Wednesday, March 22, 2023 5:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

this will devastate our business please help

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Evrotas Volman-Schwebel

Brooklyn, NY 11221
evro@santapanza.com

From: Fifi Bell-Clanton <info@thecrabbysack.com>
Sent: Wednesday, March 15, 2023 9:04 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

These fees are already high, they make us pay for ads in addition to the fees and if we don't pay for ads we will not be visible on their apps. for example we did not pay for ads until this year which is at a minimum of 200 extra dollars a month and we are still not even on the second page. the more you pay the more visible you are on their site so to remove this cap will be extortion. How are we to survive like this?

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Fifi Bell-Clanton

Brooklyn, NY 11238
info@thecrabbysack.com

My name is Deja Bond. I own of Filly Luv in Brooklyn.

Restaurants advertise on radio, billboards, the internet, and some mail coupons. Every restaurant is different and we have to make the best choices for our restaurant every day. The government should not decide how we spend our advertising and marketing money and grow our business. That should be our decision.

Please support restaurants. Vote YES.

Thank you.

From: francesco Brachetti <user@votervoice.net>
Sent: Monday, March 13, 2023 1:14 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

francesco Brachetti

New York, NY 10016
france2387@hotmail.com

From: Frank Ottomanelli <frank@ottomanelli.com>
Sent: Tuesday, March 14, 2023 12:22 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Frank Ottomanelli

Woodside, NY 11377
frank@ottomanelli.com

From: Frantz Metellus <frantz@rustiktavern.com>
Sent: Monday, March 13, 2023 3:36 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I have been in business for over 15 years and I have experienced the third-party delivery companies from inception.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Frantz Metellus

Brooklyn, NY 11205
frantz@rustiktavern.com

From: Gabriel Este <user@votervoice.net>
Sent: Tuesday, March 14, 2023 8:56 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Gabriel Este

New York, NY 10032
keniel1@aol.com

From: Gabriele Amato <gabe@magnoliabakery.com>
Sent: Tuesday, March 14, 2023 12:42 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Gabriele Amato

New York, NY 10023
gabe@magnoliabakery.com

From: Gail Klein <gail@stoutnyc.com>
Sent: Tuesday, March 14, 2023 9:48 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

“Say NO to Int 0813 the Bigger Fees for Big Delivery Bill!”

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Gail Klein

New York, NY 10001
gail@stoutnyc.com

From: Gary Taylor <Gary.Taylor.448991357@p2a.co>
Sent: Saturday, March 18, 2023 11:05 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Gary Taylor

Queens, NY 11374

My name is Alexis Condero. I am the owner of Genao Resataurant in the Broadway Triangle.

My restaurant has been open for 10 years. COVID was really hard and delivery services helped us survive. It was good that the law limited delivery fees because that helped us, but sometimes we want to use an app's marketing or promotional service to help boost our business. The Council should change the law so we can choose our own marketing and delivery services, and pay whatever amount we think is fair.

Please support restaurants. Vote YES.

Thank you.

From: German Bracho <German.Bracho.611020523@p2a.co>
Sent: Saturday, March 18, 2023 12:48 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
German Bracho

Brooklyn, NY 11221

From: Gerry Rooney <gerry@putnamspub.com>
Sent: Monday, March 13, 2023 1:29 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

fe. Forward suspect email to phish@oti.nyc.gov as an attachment (Click the More button, then forward as attachment).

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Gerry Rooney

Brooklyn, NY 11205
gerry@putnamspub.com

From: Gian Luca Giovanetti <info@gnocco.com>
Sent: Wednesday, March 22, 2023 10:22 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Gian Luca Giovanetti

New York, NY 10009
info@gnocco.com

From: Gianna Cerbone <user@votervoice.net>
Sent: Wednesday, March 15, 2023 11:22 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

You need to start working for the people.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Gianna Cerbone

Long Island City, NY 11101
manducatisrustica@gmail.com

From: giuseppe piazzolla <info@broccolinonyc.com>
Sent: Monday, March 13, 2023 1:46 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

giuseppe piazzolla

Brooklyn, NY 11217
info@broccolinonyc.com

From: Guray Yuksel <user@votervoice.net>
Sent: Monday, March 13, 2023 1:24 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Guray Yuksel

New York, NY 10024
bellalunany@gmail.com

From: Gus Karalekas <gus@sanfordsnyc.com>
Sent: Monday, March 13, 2023 1:30 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Gus Karalekas

Astoria, NY 11106
gus@sanfordsnyc.com

From: Haruki Kai <user@votervoice.net>
Sent: Wednesday, March 15, 2023 6:17 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

even though lower percentage for third party fees currently, it is difficult for us to get profit every month. it is very helpful for us to keep low percentage.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Haruki Kai

New York, NY 10016
sushiryusei39@gmail.com

From: Henry Rodriguez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 6:07 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Henry Rodriguez

Ridgewood, NY 11385
eldoradorestaurant132@gmail.com

Testimony in Support of Introduction No. 0813:

Establishing exemptions for third-party food delivery services from the limits on fees charged by such services on food service establishments

Submitted Howie Jeon, Owner of Yumpling Restaurant (Long Island City, Queens)

Steamed, boiled, fried, filled with meat or veggies or even soup; there are perhaps as many types of dumplings as there are different cultures in New York City. At Yumpling, my restaurant in Long Island City, Queens, we built our reputation with our own take on this versatile dish, by filling it with pork and chives and making the dough exterior thicker and fluffier than its traditional Taiwanese counterpart.

Of the many dumpling options to choose from, we are grateful to have customers who support us and who share our taste in food.

This assumes we can reach those customers. COVID painfully taught us that this cannot, and should not, be taken for granted. As the world still reels from the effects of the pandemic, it is more important than ever for restaurants to have the flexibility and autonomy to make decisions about how they capture the attention of new customers.

A bill before the City Council attempts to address this, making it so that restaurants would be able to set their own marketing rates on the delivery apps. The higher the marketing rate, the more marketing services a restaurant would receive from these apps.

When we started Yumpling — first as a small stand at a local flea market and then as a food truck — we had no way to deliver and no budget for marketing. Instead, we focused on making delicious Taiwanese food and providing great customer service in the hopes that word would spread. Fortunately, our strategy worked and we steadily built a following, which culminated in the opening of our restaurant in 2020.

Unfortunately, one week before our restaurant's grand opening, NYC announced that all restaurants would have to shut down due to COVID. Although we eventually opened several months later, the pandemic completely transformed the way we approached our business, both from an operational standpoint and a marketing one. We realized we would have to prioritize two things: 1) plan for much higher delivery volume because many customers were afraid to leave their homes; 2) make it easier for customers to find us online.

That meant signing up for one of the prevailing delivery apps, which have become a fixture on smartphones everywhere. We initially signed up for just one delivery app to ensure we weren't overextending ourselves as we acclimated ourselves to an entirely new system, and soon joined others as well.

Today, more than half of our total revenue comes from the use of these delivery platforms. Simply put, we would not have survived the pandemic without them, and I imagine that many other local restaurants share this sentiment.

This is especially true for restaurants like ours that serve food that may not be familiar to everyone. This is precisely where the delivery apps shine brightest — by lowering the barrier to entry for new customers, allowing them to explore new cuisines from multiple restaurants without having to commit to any single one. Furthermore, the increased visibility that a restaurant attains on a delivery app is arguably more effective, and much cheaper, than traditional marketing campaigns.

Allowing an adjustable marketing rate would give restaurant owners the freedom to allocate as little or as much of their budget towards marketing as they see fit. A brand-new restaurant may opt for a higher rate to get their name out there, while an established restaurant may choose a lower rate because they already have strong name recognition.

And that's what this is all about – choice. When restaurant owners are given more choices, they are able to tailor each and every decision to best suit their own business needs because no two restaurants are the same. Imposing a blanket solution upon the entire industry precludes those restaurants that have different marketing needs from allocating their resources where they would have the most impact.

I, for one, believe we should empower restaurant owners with choice.

###

Howie Jeon, Owner/Partner
Yumpling
49-11 Vernon Blvd
Queens, NY 11101
howiejeon@gmail.com

From: Hye Jung Hahn <info@hangawirerestaurant.com>
Sent: Tuesday, March 14, 2023 12:27 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Hye Jung Hahn

New York, NY 10016
info@hangawirerestaurant.com

From: Ian Glazer <ian@grandstreetpizza.com>
Sent: Friday, March 17, 2023 7:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I own Grand Street Pizza and we object to this.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ian Glazer

New York, NY 10002
ian@grandstreetpizza.com

From: Ismael Garcia <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:14 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ismael Garcia

New York, NY 10034
maelo55@hotmail.com

From: Ivy Stark <user@votervoice.net>
Sent: Tuesday, March 14, 2023 12:52 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The fees that delivery services charge now, eat up any profit I make on the sale. If the fees increase I will essentially be upside down on my end. It will not be worth it to use the delivery services anymore.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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Sincerely,

Ivy Stark

Brooklyn, NY 11201
ivystark@gmail.com

From: Jack Yehya <user@votervoice.net>
Sent: Wednesday, March 22, 2023 6:51 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

This cap literally saved our business! Please do not lift it!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jack Yehya

Brooklyn, NY 11211
kitchen.quinoa@gmail.com

From: Jaclyn Bernstein <Jaclyn@EmpireForce.com>
Sent: Monday, March 13, 2023 1:27 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Am a Board of Director of the NYC Hospitality Council.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jaclyn Bernstein

New York, NY 10010
Jaclyn@EmpireForce.com

From: Jacob Pressley <user@votervoice.net>
Sent: Tuesday, March 14, 2023 4:14 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jacob Pressley

New York, NY 10033
northend4300@gmail.com

From: Jakri Ravangpal <user@votervoice.net>
Sent: Thursday, March 23, 2023 9:04 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jakri Ravangpal

New York, NY 10017
peakthai2014@gmail.com

From: James Martella <user@votervoice.net>
Sent: Monday, March 13, 2023 4:54 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

James Martella

Staten Island, NY 10309
Jimmy-m@msn.com

From: James Pappas <James.Pappas.611020172@p2a.co>
Sent: Saturday, March 18, 2023 12:43 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
James Pappas

New York, NY 10065

From: James Walker <jwalker@nathansfamous.com>
Sent: Monday, March 13, 2023 2:53 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

James Walker

Brooklyn, NY 11224
jwalker@nathansfamous.com

From: janice pullicino <user@votervoice.net>
Sent: Friday, March 17, 2023 9:25 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We rely on 3rd party deliveries for approx 70% of our business. It would destroy whatever small profits we have left after Covid payments and all the recent price-gouging on food, utility and other costs. Please do NOT allow this, they already make enough money from us. All of those companies are profitable, way more than we are!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

janice pullicino

Brooklyn, NY 11215
bklyncakestudio@gmail.com

From: Janie DeVito <janie@figure8.delivery>
Sent: Monday, March 13, 2023 2:20 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant consultant in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. Restaurant operators cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while restaurant operators still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Janie DeVito

New York, NY 10010
janie@figure8.delivery

From: Javier Saba <user@votervoice.net>
Sent: Tuesday, March 14, 2023 5:25 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

No to Int 0813

In fact the should charge us no more than 10%

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Javier Saba

Jamaica, NY 11435
javiorsaba@gmail.com

From: Jay Chadha <Jay.Chadha.611790943@p2a.co>
Sent: Thursday, March 23, 2023 2:20 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Jay Chadha

New York, NY 10026

From: Jeff LaPadula <jeff@ps-kitchen.com>
Sent: Monday, March 13, 2023 1:07 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jeff LaPadula

New York, NY 10002
jeff@ps-kitchen.com

From: Jeff Magness <jeff@doughnutplant.com>
Sent: Tuesday, March 14, 2023 1:25 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The fees are punishing to local small businesses. The fee cap matters.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jeff Magness

Long Island City, NY 11101
jeff@doughnutplant.com

From: Jeffrey Brosi <user@votervoice.net>
Sent: Wednesday, March 15, 2023 12:03 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jeffrey Brosi

Bayside, NY 11360
taveennyc@gmail.com

From: Jeffrey García <user@votervoice.net>
Sent: Tuesday, March 14, 2023 12:39 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

This bill will directly hurt our bottom line during a time that we have not fully recovered post covid. We paying back loans, much higher utility cost and rent in arrears.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jeffrey García

Bronx, NY 10463
monamourcoffeewine@gmail.com

From: Jennifer Altidor <user@votervoice.net>
Sent: Monday, March 13, 2023 1:34 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I vote No

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jennifer Altidor

Flushing, NY 11367
jaltidor521@yahoo.com

From: Jennifer Kay <jennifer@eatdrinkandbemerry.com>
Sent: Tuesday, March 14, 2023 12:13 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jennifer Kay

New York, NY 10021
jennifer@eatdrinkandbemerry.com

From: Jenny McWilliams <user@votervoice.net>
Sent: Tuesday, March 14, 2023 3:02 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We are a small mom and pop restaurant and the delivery fees we get hammered with are terrible. We can't afford for the cap to be lifted, but specially with how expensive everything is.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jenny McWilliams

Brooklyn, NY 11211
mothersburgers@gmail.com

From: Jeraboon Searmvasuchai <user@voterveice.net>
Sent: Monday, March 20, 2023 3:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jeraboon Searmvasuchai

New York, NY 10023
jeraboin@hotmail.com

From: Jeremy Wladis <jeremy@therestaurantgroup.com>
Sent: Tuesday, March 14, 2023 1:43 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We are a small biz with small a few neighborhood restaurants. We kept every restaurant open the entire time of Covid. This will destroy us! Please don't increase the reates!!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jeremy Wladis

New York, NY 10024
jeremy@therestaurantgroup.com

From: Jesse Feldman <Jesse.Feldman.520454217@p2a.co>
Sent: Saturday, March 18, 2023 11:02 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Jesse Feldman

New York, NY 10023

From: Jessi Berry <user@votervoice.net>
Sent: Wednesday, March 15, 2023 2:17 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Why is this even an issue? Please ignore their campaign contributions and do what's right for our businesses.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jessi Berry

Brooklyn, NY 11211
moxie125@gmail.com

From: Joe Isidori <Joe.Isidori.611020299@p2a.co>
Sent: Saturday, March 18, 2023 12:45 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Joe Isidori

New York, NY 10014

From: John Gatanas <john@thedinerbar.com>
Sent: Monday, March 13, 2023 5:19 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

John Gatanas

Rego Park, NY 11374
john@thedinerbar.com

From: John Koumpourlis <user@votervoice.net>
Sent: Wednesday, March 22, 2023 7:40 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

John Koumpourlis

New York, NY 10022
johnkoumpourlis@gmail.com

From: John Stage <john@dinobbq.com>
Sent: Friday, March 17, 2023 10:03 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

John Stage

Brooklyn, NY 11215
john@dinobbq.com

From: John Stasinopoulos <user@voterveice.net>
Sent: Friday, March 17, 2023 9:33 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

John Stasinopoulos

Rockville Centre, NY 11570
press195@yahoo.com

From: John Unrath <user@votervoice.net>
Sent: Tuesday, March 14, 2023 5:36 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

John Unrath

New York, NY 10027
jtunrath@gmail.com

From: Jon Payson <user@votervoice.net>
Sent: Thursday, March 16, 2023 12:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

It is imperative that the cap remains on third party delivery fees. Keeping the cap allows us to continue to serve our guests and still make modest margin for our efforts. The delivery companies have plenty of room for profits on the current 20% cap plus 3% credit card fee. I would suggest that they should be responsible for the credit card fee and not the merchant. I would also add to the bill to allow for merchants to have access to all of the customer data that is collected via 3rd party delivery apps. Thank you.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jon Payson

Brooklyn, NY 11231
jonpayson@gmail.com

From: Jonathan Bayer <user@votervoice.net>
Sent: Monday, March 13, 2023 2:21 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Capped fees put in place during the pandemic has saved lives, jobs, businesses. A reversal of this regulation will destroy lives, jobs, businesses. Margins are razor thin for this industry and reinstating a pay for play model will curb innovation, growth, and survival of small business restaurants. As of today 3/13/23 DoorDash has a 21 billion market cap, Uber has a 61 billion dollar market cap. It is horrible enough they make small business wait a week and longer to receive payment for orders placed. A change of the current arrangement will force restaurants to raise prices to cover the high fees. In the end what ends up happening is that the restaurants work for the 3rd party delivery companies, instead of them "partnering" with us. After all their entire business is based on the back breaking work of restaurants. Without us there is no them. We did not sign up to work for them. I implore you to say no to bigger fees. Thank you

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jonathan Bayer

Brooklyn, NY 11217
jonathanbayer@hotmail.com

From: Jonathan Chong <user@votervoice.net>
Sent: Wednesday, March 22, 2023 5:32 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jonathan Chong

New York, NY 10024
jonchong115@yahoo.com

From: Jose Cruz <user@votervoice.net>
Sent: Wednesday, March 15, 2023 8:32 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

NO to INT 0813

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jose Cruz

Brooklyn, NY 11207
bonaobarandgrill@gmail.com

From: Joshua Cohen <user@votervoice.net>
Sent: Tuesday, March 14, 2023 12:45 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Joshua Cohen

New York, NY 10024
joshuatcohen@gmail.com

From: Juan Goris <jgoris@luxornewyork.com>
Sent: Wednesday, March 15, 2023 2:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Juan Goris

New York, NY 10034
jgoris@luxornewyork.com

From: Juan Read <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:24 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Please oppose this bill. This will not help my business in any way. We are still recovering from the pandemic and need to keep all cost down. At this moment these delivery companies charge huge fees for us to do business with them. I have all of my statements to prove all of the fees. Please oppose the bill.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Juan Read

Bronx, NY 10465
travesiasbx@gmail.com

From: Judy Paul <Judy.Paul.566682764@p2a.co>
Sent: Friday, March 24, 2023 11:37 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Judy Paul

New York, NY 10011

From: Julie Park <Julie.Park.611797900@p2a.co>
Sent: Thursday, March 23, 2023 2:43 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Julie Park

Brooklyn, NY 11249

From: Jumana Bishara <user@votervoice.net>
Sent: Friday, March 17, 2023 9:27 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Restaurants can't handle higher fees. Please SAY NO.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Jumana Bishara

Brooklyn, NY 11209
tanoreen@gmail.com

From: June Ramirez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 3:40 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

June Ramirez

Brooklyn, NY 11207
saludbargrill@gmail.com

From: Justin Birchard <justin@veselka.com>
Sent: Friday, March 17, 2023 9:16 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We are a small family owned restaurant in operation for 69 years. Delivery via 3rd party platforms has become a vital source of revenue to be able to continue to afford the high rents of the neighborhood. At that, the fees the delivery companies charge are already extremely high and difficult to turn a profit on.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Justin Birchard

New York, NY 10003
justin@veselka.com

From: Justine Jaskier <justine@loveoldcity.com>
Sent: Friday, March 17, 2023 6:40 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Justine Jaskier

New York, NY 10016
justine@loveoldcity.com

My name is Ragoon Karrooworn I'm a manager at Kame in Chelsea, Manhattan.

The Council's intent with delivery fee caps during COVID was well meaning. But it's time to re-examine steps taken at the beginning of the pandemic to see if they still make sense. I think it's time to let restaurant owners decide how much to spend on marketing services in a way that best suits their own budget and advertising needs.

Please support restaurants. Vote YES.

Thank you.

From: Kanitaporn Poothong <user@voterveice.net>
Sent: Monday, March 20, 2023 2:27 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kanitaporn Poothong

NEW YORK, NY 10036
gubgiift1988@outlook.com

From: Karl Williams <karl@67orangestreet.com>
Sent: Wednesday, March 15, 2023 10:24 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We are a small bar and restaurant that has been open for 14 years. We survived both the Great Recession and the Pandemic. But it hasn't been easy. We have struggled with low margins because as a small business with limited space we are forced to pay the highest prices for our goods. We have to monitor every expense. That's why these delivery fees are a real problem. On one hand, delivery is great and needed. It helps us increase our sales. But with already thin margins, these delivery fees really make it hard to benefit from the increases in business.

Therefore, as a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Karl Williams

New York, NY 10026
karl@67orangestreet.com

From: Kasiya Jittanuch <user@votervoice.net>
Sent: Thursday, March 23, 2023 7:23 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kasiya Jittanuch

New York, NY 10022
ltkmidtown@gmail.com

From: Kazi Hossain <Kazi.Hossain.611020325@p2a.co>
Sent: Saturday, March 18, 2023 12:46 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Kazi Hossain

Queens, NY 11418

From: Keith Sirchio <Keith.Sirchio.611577067@p2a.co>
Sent: Wednesday, March 22, 2023 9:55 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Keith Sirchio

Brooklyn, NY 11222

From: Kelvin Blanco <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:12 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

This bill will only increase the possibility of failure for our industry, increasing this fee will affect the general consumer in which we would have no other option but to pass the fee to them. We can barely make ends meet with all the high cost of goods, the increase in electricity, and so many others. WE CANNOT ACCEPT THIS TO HAPPEN!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kelvin Blanco

Brooklyn, NY 11207
barchaanyc@gmail.com

From: Kengkat Pitchayapanit <user@votervoice.net>
Sent: Monday, March 20, 2023 11:05 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kengkat Pitchayapanit

New York, NY 10003
arsuchi@hotmail.com

From: Kent Krekorian <kent@gracioushm.com>
Sent: Friday, March 17, 2023 7:59 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kent Krekorian

New York, NY 10010
kent@gracioushm.com

From: Kevin Alicea <kevin@bronxhavanacafe.com>
Sent: Thursday, March 16, 2023 5:18 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We as a small business strongly oppose Int 0813 this would negatively impact our delivery business which consists of a large percentage of our revenue.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kevin Alicea

Bronx, NY 10461
kevin@bronxhavanacafe.com

From: Kevin Takarada <Kevin@makimaki.nyc>
Sent: Tuesday, March 14, 2023 10:41 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Uber and the likes will take 30~40% of revenue if caps aren't in place. They've developed such a market that we operators are now forced on, and if the cap is removed, operators will all raise online prices and this will hurt consumers too... some will call it inflation.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kevin Takarada

New York, NY 10019
Kevin@makimaki.nyc

From: Khalid Elfoulki <k.elfoulki@chefdriven.com>
Sent: Tuesday, March 14, 2023 8:51 PM
To: Testimony
Subject: [EXTERNAL] Bigger Fees for Big Delivery Bill!

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Khalid Elfoulki

New York, NY 10025
k.elfoulki@chefdriven.com

From: Kim Kaye <kim@campbellcheese.com>
Sent: Saturday, March 18, 2023 2:17 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kim Kaye

Brooklyn, NY 11211
kim@campbellcheese.com

My name is Andy Liao and I own King's Kitchen in Brooklyn.

Thank you for supporting New York restaurants. The pandemic was very hard and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 - and the amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help us during the pandemic. But the fee cap in the law is not only on delivery. The cap also stops me from paying delivery apps for marketing and promotion services that I may want to pay for because they help me get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so I can pay more promotion money if I choose to. That's a good balance, and that's what I support. I should be able to spend my money to grow my business.

Many small restaurants stayed open during the pandemic because the delivery platforms made online ordering and delivery easy. If they are selling extra services that I think are worth the money, it should be my choice whether to use those services and pay extra for them

The delivery fee cap is excellent and I appreciate that it saves me money. But the Council should remove the fee cap on marketing services because I know best how to grow my business, and if the delivery apps can help me get more customers I'm happy to pay extra for that service.

Thank you.

Andy Liao

King's Kitchen

5223 8th Ave, Brooklyn, NY 11220

From: Kittikun Jaibanjong <user@votervoice.net>
Sent: Monday, March 20, 2023 2:44 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kittikun Jaibanjong

New York, NY 10023
modtanoy_romeo@hotmail.com

From: Kylie Monagan <kylie@amalinyc.com>
Sent: Tuesday, March 14, 2023 12:50 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Kylie Monagan

New York, NY 10022
kylie@amalinyc.com

From: Larisa KAPLAN <user@voterveice.net>
Sent: Monday, March 13, 2023 10:32 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We can't afford higher fees. Please vote NO

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Larisa KAPLAN

New York, NY 10019
Vladavonshats@yahoo.com

From: Larry Sashin <user@voterveoice.net>
Sent: Monday, March 13, 2023 5:20 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Enough is enough! I will not get another job to afford takeout!

As a restaurant consultant in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Larry Sashin

Bronx, NY 10463
lsashin15@gmail.com

From: Laura Dierks <Laura.Dierks.611544720@p2a.co>
Sent: Wednesday, March 22, 2023 12:38 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Laura Dierks

Brooklyn, NY 11211

From: Laura Oneill <loneill@alicart.com>
Sent: Tuesday, March 21, 2023 7:47 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Laura Oneill

New York, NY 10018
loneill@alicart.com

From: Laura Rivera <laura@magnoliabakery.com>
Sent: Tuesday, March 14, 2023 10:26 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We already pay exorbitant fees and incur so many costs due to 3rd party issues like missing product or mishandled.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Laura Rivera

New York, NY 10022
laura@magnoliabakery.com

From: Lawrence Good <user@votervoice.net>
Sent: Wednesday, March 22, 2023 5:17 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

please keep us in business

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Lawrence Good

New York, NY 10027
toastrestaurantinfo@gmail.com

From: Leo Tineo <user@votervoice.net>
Sent: Tuesday, March 14, 2023 9:31 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Leo Tineo

Brooklyn, NY 11237
thesamplerbkny@gmail.com

From: Lesley Covitz <lesley@stockedbrooklyn.com>
Sent: Wednesday, March 22, 2023 5:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Please please stop this horrible bill. It is absolutely wrong, they already take 28% of the total.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Lesley Covitz

Brooklyn, NY 11238
lesley@stockedbrooklyn.com

From: Liang Xie <user@votervoice.net>
Sent: Monday, March 27, 2023 3:31 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Grubhub very bad

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Liang Xie

New York, NY 10028
lianghexie@yahoo.com

From: Lindsey Hill <info@missamericanpienyc.com>
Sent: Monday, March 13, 2023 3:10 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I am an avid voter and small business owner. I vote in local elections too. I urge you to vote No for this bill.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Lindsey Hill

Brooklyn, NY 11217
info@missamericanpienyc.com

From: Lisa Limb <lisa@naminori.nyc>
Sent: Monday, March 13, 2023 1:58 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Lisa Limb

New York, NY 10014
lisa@naminori.nyc

From: Lloyd Canning <user@votervoice.net>
Sent: Tuesday, March 14, 2023 8:02 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Restaurants cannot afford higher fees. If anything a law should be passed to reduce the fees and protect restaurant revenues!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Lloyd Canning

Long Island City, NY 11101
cafeinlic@hotmail.com

From: Louis Meyer <Louis.Meyer.612347007@p2a.co>
Sent: Monday, March 27, 2023 2:31 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Louis Meyer

Park Ridge, NJ 07656

From: Loycent Gordon <loy@neirstavern.com>
Sent: Friday, March 17, 2023 10:38 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

hardworking small restaurant owners take home just 4-8% of sales. if the average restaurant sales are 500k then the owner take home less than 50K to feed their family. while working over 50-70 hours a week.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Loycent Gordon

Woodhaven, NY 11421
loy@neirstavern.com

From: Luca Di Pietro <Luca.DiPietro.446025261@p2a.co>
Sent: Monday, March 27, 2023 10:31 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Luca Di Pietro

New York, NY 10025

From: Lucy Thom <lucy@twohandshospitality.com>
Sent: Friday, March 24, 2023 11:44 AM
To: Testimony
Subject: [EXTERNAL] Please support small businesses and oppose Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a small business that only just skimmed through Covid without closing our doors for good. We are still juggling mass increases in produce costs, increasing labor costs and operational costs like electricity are still incredibly hard to manage.

Delivery platforms definitely helped us in building revenue, the fees up to 21% already eat most of our profit margin. If they were any higher we would not even break even on our costs.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Lucy Thom

New York, NY 10013
lucy@twohandshospitality.com

My name is Brandon Berkeley. I manage Lucy's Vietnamese in Bed-Stuy, Brooklyn.

The delivery fee cap is excellent and I appreciate that it saves me money. But the Council should remove the fee cap on marketing services because I know best how to grow my business.

Please support restaurants. Vote YES.

Thank you.

From: Luigi Militello <user@votervoice.net>
Sent: Wednesday, March 22, 2023 6:19 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Luigi Militello

New York, NY 10075
lbardoc@aol.com

From: Luis Hidalgo <lhidalgo@lotusloungenyc.com>
Sent: Tuesday, March 14, 2023 1:47 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Luis Hidalgo

Ridgewood, NY 11385
lhidalgo@lotusloungenyc.com

From: Luisa Torres <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:23 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Luisa Torres

Jackson Heights, NY 11372
mojitosny@gmail.com

My name is Luis Perez and I live in the Bronx. I encourage the City Council to support Int 0813, the proposed legislation that would open up new opportunities for local restaurants to reach new customers and grow their businesses.

I work full-time in medical transport, but have been delivering with DoorDash on the side in order over the last four years to supplement my income. I have a 9-year-old son, and the extra income goes a long way in helping me support him.

It has been great to see restaurants in the Bronx and across the city to reach new customers while I'm out dashing. That's why I support the proposed legislation that help these incredible local restaurants to grow their businesses by partnering with platforms like DoorDash.

At the same time, I'm worried that if these rules are left in place and these orders start to slow, there would suddenly be fewer earning opportunities and I would have to find new ways to bring in the extra income that helps my family make ends meet.

I urge the City Council to support the proposed legislation that would amend the rules on the commissions from these platforms and make sure we can continue earning in the way we want and support the local businesses we love.

Sincerely,
Luis Perez

###

[TEMPLATE] Dasher

- I encourage the City Council to support Int 0813, the proposed legislation that would open up new opportunities for local restaurants to reach new customers and grow their businesses.
- This is important to me as a delivery worker, because the proposed legislation could help prevent some of the unintended consequences if restaurants are unable to choose which services they need from platforms, especially if it results in increased costs for food delivery.
- Without this amendment, then the third-party platforms may reduce services or increase prices for delivery, which would make it less likely for customers to place orders from local restaurants, leading to fewer earning opportunities for people like me.
- I love my job and the flexibility that it gives me to earn extra money how and when I want to.
- At a time when inflation is impacting everyone, this amendment returns control to restaurants and will help them increase efficiency, and likely lead to higher order volume and more earning opportunities for delivery workers like me.
- This comes as the city is about to put in place a new minimum wage for delivery workers like me, and I'm already seeing that this could lead to these platforms making changes to meet those new costs, which would end up further reducing restaurant orders and fewer earning opportunities for me.
- I work full-time in medical transport but choose to do delivery work part-time in order to supplement my income. I have a 9-year-old son and the extra income helps me support him.
- If a commission cap like this were to not be amended and order volume decreased, I would have to reconsider choosing delivery work as a form of extra income.
- Delivery provides a crucial service for our economy and local communities. The City Council needs to ensure that they take delivery workers into consideration when deciding on this proposed legislation because we play an important role too, and the consequences of these rules reach beyond storefronts.
- I urge the City Council to support the proposed legislation that would amend the current cap on the commission third-party delivery services can charge restaurants to preserve earning opportunities for delivery workers.

From: Magdalena Dominguez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 12:53 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Magdalena Dominguez

Bronx, NY 10468
maggydominguez@gmail.com

From: Mandy Wynn <mandy@bklynlarder.com>
Sent: Monday, March 13, 2023 3:05 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Save small business! BKlyn larder has been in business for 14 years. We're about to open two new locations. But this bill could ruin us. Big corporations like grubhub and doordash would squeeze us dry without the current cap on marketing fees. Did you know they charge small business like mine AND the customer on every order? They are double dipping and this bill would let them destroy the small restaurants who have been forced to do business with them.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Mandy Wynn

Brooklyn, NY 11217
mandy@bklynlarder.com

From: Manny Baez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 7:41 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Manny Baez

Woodhaven, NY 11421
8522popsrestaurant@gmail.com

From: Manny Colon <user@votervoice.net>
Sent: Wednesday, March 15, 2023 11:56 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Manny Colon

New York, NY 10023
mcolon312@gmail.com

From: Manuela Peralta <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:20 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Manuela Peralta

New York, NY 10034
manuela7620@hotmail.com

From: Marc Glosserman <marc@hillcountry.com>
Sent: Tuesday, March 14, 2023 1:21 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Marc Glosserman

New York, NY 10010
marc@hillcountry.com

From: Marcio Araujo <user@votervoice.net>
Sent: Tuesday, March 14, 2023 5:14 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant owner we are faced with a number of increases through out the year labor , product increases. We need to hold on increasing delivery charges from these multimillion dollar companies.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Marcio Araujo

New York, NY 10031
murcielago203@gmail.com

From: Marco Proietti <user@votervoice.net>
Sent: Friday, March 17, 2023 11:50 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Marco Proietti

New York, NY 10024
marcoproietti74@gmail.com

From: marion maur <marion.maur.611400468@p2a.co>
Sent: Tuesday, March 21, 2023 1:07 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
marion maur

New York, NY 10023

From: mark rancourt <user@votervoice.net>
Sent: Monday, March 13, 2023 1:18 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

mark rancourt

Brooklyn, NY 11211
superb.bklyn@gmail.com

From: mark rancourt <mark@TQ-nyc.com>
Sent: Monday, March 13, 2023 1:15 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

mark rancourt

Long Island City, NY 11101
mark@TQ-nyc.com

From: mark rancourt <user@votervoice.net>
Sent: Monday, March 13, 2023 1:20 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

mark rancourt

Brooklyn, NY 11237
markrancourt@yahoo.com

From: Marom Unger <marom@handcraftfoods.com>
Sent: Monday, March 13, 2023 1:25 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

This is insane - we do all the work , carry all the costs, do all the heavy lifting and they are “supposed to be my partner” and take away all the profits.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Marom Unger

New York, NY 10019
marom@handcraftfoods.com

From: Matt Miller <matt@deliveryrelay.com>
Sent: Friday, March 17, 2023 10:27 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Matt Miller

New York, NY 10001
matt@deliveryrelay.com

From: Matt Pomerantz <matt@zuckersholdings.com>
Sent: Monday, March 13, 2023 2:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Matt Pomerantz

New York, NY 10017
matt@zuckersholdings.com

From: Matthew Griffin <griffin@happycookingnyc.com>
Sent: Monday, March 13, 2023 1:31 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Matthew Griffin

New York, NY 10014
griffin@happycookingnyc.com

From: Matthew kouskalis <mk@bareburger.com>
Sent: Wednesday, March 22, 2023 5:33 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

3rd party delivery fees used to range from 20-35%+ before this cap was put into place. That was without using their delivery drivers. Restaurants need protection from these unfair fees.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Matthew kouskalis

New York, NY 10016
mk@bareburger.com

From: Maura Kilgore <info@cowgirlseahorse.com>
Sent: Friday, March 17, 2023 10:45 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Maura Kilgore

New York, NY 10038
info@cowgirlseahorse.com

From: Megan Henne <megan.henne@tortazo.com>
Sent: Monday, March 13, 2023 1:22 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Megan Henne

New York, NY 10010
megan.henne@tortazo.com

From: Megan Rickerson <Megan@somedaybarnyc.com>
Sent: Monday, March 13, 2023 1:27 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

This will absolutely kill my ability to make money via delivery.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Megan Rickerson

Brooklyn, NY 11217
Megan@somedaybarnyc.com

From: Meghan Love <Meghan.Love.611016951@p2a.co>
Sent: Saturday, March 18, 2023 12:01 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Meghan Love

40059

From: Meir Gal <miro@bricolage.nyc>
Sent: Tuesday, March 14, 2023 11:11 AM
To: Testimony
Subject: [EXTERNAL] NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

any hike in delivery fees will result in the collapse of numerous restaurants. delivery companies have very little overhead expenses and are totally unregulated. their profits are huge resulting in the collapse of many restaurants. with dozens of staffers and owners working long grueling hours, the typical profit margin of a restaurant are below 10%. if delivery companies are allowed to increase their fees, numerous restaurants will shut down and tens of thousands of people will lose their jobs. this will immediately affect all neighborhoods, families will not be able to afford rent, education and food resulting in a massive departure from new york to cheaper suburban areas. again - delivery companies do not work and make a fortune on the backs of hardworking citizens. we should not let money grabbing corporations destroy our lives. if anything, fees should be reduced. thank you.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Meir Gal

Brooklyn, NY 11217
miro@bricolage.nyc

From: Melanie Frost <melanie@essabagel.net>
Sent: Friday, March 17, 2023 9:39 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Melanie Frost

New York, NY 10022
melanie@essabagel.net

My name is Suneta Naraine. I manage Melanie's Roti in Castle Hill in the Bronx.

Restaurants benefit a lot from the delivery service fee cap, but the law should be fixed so we don't have a limit on promoting and advertising with the delivery apps. It's my restaurant and I should decide how to reach new customers. I'm certainly not advertising on television so I need to decide - without the government restricting me - how to grow my business.

Please support restaurants. Vote YES.

Thank you.

From: Meredith Boyle <user@votervoice.net>
Sent: Friday, March 17, 2023 10:28 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Meredith Boyle

Pittsburgh, PA 15222
mereboyle@gmail.com

From: Micha Magid <micha@mightyquinnssbbq.com>
Sent: Thursday, March 23, 2023 8:19 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Venture capital spent billions funding third party delivery growth by subsidizing the actual cost of delivering this food which caused a massive theft of market share from independent restaurants. This was market share that never would have left the restaurant if not for venture money funding. Don't let these companies continue to take excessive fees from our local restaurants.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Micha Magid

New York, NY 10075
micha@mightyquinnssbbq.com

From: Michael Dollaway <miked@aces-nyc.com>
Sent: Monday, March 13, 2023 5:30 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Michael Dollaway

New York, NY 10003
miked@aces-nyc.com

From: Michael Fuquay <mike@thequeensboro.com>
Sent: Monday, March 13, 2023 3:43 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

We worked with Grubhub before the pandemic. They are the most dishonest company we have ever worked with, trying at every turn to do something to squeeze a little more cash from our account including- tacking on extra promotional fees we did not agree to; promoting a false phone number for us online so that they could capture guests searching for us directly and claim higher fees on their purchase; refusing to take responsibility for botched deliveries and finally, after we finally fired them, posting a pirated version of our menu online so that they could pretend to still be representing us. Rather than helping the delivery apps by deregulating the ways they can exploit small businesses, the City Council should be investigating their labor abuses, especially pretending that their delivery workers are "independent contractors" and avoiding all the responsibilities our city demands of employers.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Michael Fuquay

Jackson Heights, NY 11372
mike@thequeensboro.com

From: Michael Garlick <mike@dillernyc.com>
Sent: Tuesday, March 28, 2023 1:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Michael Garlick

New York, NY 10002
mike@dillernyc.com

From: Michael Staff <theginmill@nycbestbars.com>
Sent: Tuesday, March 21, 2023 4:00 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Michael Staff

New York, NY 10024
theginmill@nycbestbars.com

From: Michael Trenk <user@votervoice.net>
Sent: Friday, March 17, 2023 9:27 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Michael Trenk

New York, NY 10019
trenk1@aol.com

From: Michele Gatton <user@voterveice.net>
Sent: Tuesday, March 14, 2023 1:31 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Michele Gatton

New York, NY 10014
michelegaton@gmail.com

From: Michelle Collier <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:22 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Hi Erik,

I have noticed and appreciate everything you do for our District as we emerge from a very difficult period during the pandemic. We are still struggling financially, trying to get up on our feet and get business back to normal, trying to make enough revenue to pay our rent, our vendors, insurance, etc., to stay afloat and continue our mission to provide quality food and entertainment to the community and tourists visiting New York City from all over the world. We are proud to be a part of the family of small businesses on Restaurant Row, a very special, unique historic location in our great City. If you take a walk down our block of 46th St, you will notice some of us did not make it, some of us are still struggling, and some of us are starting to thrive, trying to pull out of the big financial hole the pandemic caused. We are doing our best to retain employees and to serve the community the quality food and entertainment we are proud to provide.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Thank you for reading and considering my letter... and Thank you for all that you do!

Sincerely,

Michelle Collier New York, NY 10036 swing46event@gmail.com

From: Milena Gernandt <milena@happypeople.team>
Sent: Monday, March 13, 2023 5:39 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Please help the restaurants we are trying to support the economy and our workers but every day is getting more difficult to do it and survive in this industry. We need the government support

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Milena Gernandt

New York, NY 10023
milena@happypeople.team

My name is Raffele Ameno and I own Mimmo's Brick Oven Pizza & Trattoria.

Thank you for supporting New York restaurants. The pandemic was very hard and so is inflation. I am testifying today to ask you to support this legislation - Bill 813 - and the amendment to the delivery fee cap law.

The restaurant delivery fee cap was a very good idea to help us during the pandemic. But the fee cap in the law is not only on delivery. The cap also stops me from paying delivery apps for marketing and promotion services that I may want to pay for because they help me get more customers.

Today's amendment keeps the delivery fee cap just the way it is, but it will also change the "marketing fee cap" so I can pay more promotion money if I choose to. That's a good balance, and that's what I support. I should be able to spend my money to grow my business.

As any owner will tell you, staying afloat in the restaurant business is always a struggle, and COVID made it almost impossible. I'm grateful the Council helped restaurants like mine during the pandemic. But it's my restaurant, and I need the freedom to decide how to spend the money growing my business. Please support this amendment so it's my choice how to spend my money.

I don't have a big marketing and advertising budget like the chain restaurants, so I have to pick carefully where I advertise and how I promote my business. If I want to spend extra money on delivery app marketing services that's my choice and it should be my right. The Council needs to give me back my freedom so I can spend my money the way I want.

Thank you,

Raffaello Ameno

Owner

Mimmo's Brick Oven Pizza & Trattoria

From: Mirra Sims <user@votervoice.net>
Sent: Monday, March 13, 2023 7:15 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Mirra Sims

New York, NY 10025
msims812@gmail.com

From: Mona Birjeeb <user@votervoice.net>
Sent: Monday, March 13, 2023 10:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Mona Birjeeb

New York, NY 10026
safariNEWYORK3025@gmail.com

From: Monir Zamel <Monir.Zamel.436718029@p2a.co>
Sent: Thursday, March 16, 2023 4:47 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Monir Zamel

New York, NY 10018

From: Natalya Baturova <rds@revolutiondrivingschools.com>
Sent: Thursday, March 16, 2023 9:34 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Natalya Baturova

Astoria, NY 11103
rds@revolutiondrivingschools.com

From: Natasha Takarada <user@votervoice.net>
Sent: Friday, March 17, 2023 2:52 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Greetings, as a female co-founder of a restaurant I would like to kindly request to vote against the increase in delivery fees. It is already absurdly expensive to operate food delivery in NYC. Any additional increase in fees will further hurt small restaurant operators by negatively affecting their bottom line.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Natasha Takarada

New York, NY 10019
natasha.takarada@gmail.com

From: Natsumi Yamase <natsumi@tic-nyc.com>
Sent: Tuesday, March 14, 2023 1:23 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Natsumi Yamase

New York, NY 10003
natsumi@tic-nyc.com

From: Nicholas Cohen <user@votervoice.net>
Sent: Friday, March 17, 2023 9:20 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Nicholas Cohen

New York, NY 10018
nikcohen@gmail.com

From: Nicholas Granato <user@votervoice.net>
Sent: Friday, March 17, 2023 9:27 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Higher fees will send many of us out of business

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Nicholas Granato

New York, NY 10025
nickgranato@gmail.com

From: Nicholas Hyde <user@votervoice.net>
Sent: Wednesday, March 15, 2023 4:26 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Nicholas Hyde

Long Island City, NY 11101
nicholas.robert.hyde@gmail.com

From: Nick Accardi <user@votervoice.net>
Sent: Monday, March 13, 2023 5:12 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Nick Accardi

New York, NY 10018
tavolanyc@gmail.com

From: Nick Verses <user@votervoice.net>
Sent: Monday, March 13, 2023 4:53 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

No bigger fees

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Nick Verses

NEW YORK, NY 10036
versesna@gmail.com

From: Nicole Ayala <user@votervoice.net>
Sent: Tuesday, March 14, 2023 12:58 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Nicole Ayala

Jackson Heights, NY 11372
bocaitoreservations@gmail.com

From: Nicole Geigel <ng@cotenyc.com>
Sent: Friday, March 17, 2023 11:29 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Restaurants have suffered enough through pandemic. Fees end up passed to consumers and it's not fair! Americans are already subject to inflation and the high cost of living. Enough!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Nicole Geigel

New York, NY 10010
ng@cotenyc.com

From: Nisha Patel <awaazdo@bombaysandwich.co>
Sent: Monday, March 13, 2023 11:38 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Nisha Patel

New York, NY 10001
awaazdo@bombaysandwich.co

From: Noelle Mooney <noelle@stoutnyc.com>
Sent: Saturday, March 18, 2023 8:15 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Noelle Mooney

New York, NY 10001
noelle@stoutnyc.com

From: Paola Alvarez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 7:15 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Paola Alvarez

Long Island City, NY 11101
esquinatequila@gmail.com

From: Pat Mc Knight McKnight <user@votervoice.net>
Sent: Monday, March 13, 2023 6:59 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Pat Mc Knight McKnight

New York, NY 10016
pat986@aol.com

From: Paul O'Connor <paul@maddogandbeans.com>
Sent: Monday, March 13, 2023 1:09 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Paul O'Connor
83 Pearl St
New York, NY 10004
paul@maddogandbeans.com

From: Paul O'Connor <Paul@mdb38.com>
Sent: Monday, March 13, 2023 1:10 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Paul O'Connor
5 E 38th St
New York, NY 10016
Paul@mdb38.com

From: Paul O'Connor <paul@bierhausnyc.com>
Sent: Monday, March 13, 2023 1:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Paul O'Connor
712 3rd Ave
New York, NY 10017
paul@bierhausnyc.com

From: Paul O'Connor <paul@etruscany.com>
Sent: Monday, March 13, 2023 1:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Paul O'Connor
53 Stone St
New York, NY 10004
paul@etruscany.com

From: Paula Chlost <paula@thedl-nyc.com>
Sent: Friday, March 17, 2023 11:54 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Paula Chlost

New York, NY 10002
paula@thedl-nyc.com

From: Paula lopez <Paula.lopez.447050082@p2a.co>
Sent: Monday, March 27, 2023 3:09 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Paula lopez

New York, NY 10001

From: Pedro Richiez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 6:56 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Pedro Richiez

New York, NY 10034
pzoom10033@hotmail.com

From: Pei Wei <user@votervoice.net>
Sent: Wednesday, March 15, 2023 11:53 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Pei Wei

ELMHURST, NY 11373
wei.pshn@hotmail.com

From: Petru Co <user@votervoice.net>
Sent: Monday, March 13, 2023 1:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Petru Co

Brooklyn, NY 11231
lasirenagorda307@gmail.com

From: Philippe Bonsignour <user@votervoice.net>
Sent: Wednesday, March 22, 2023 5:46 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Margins are minuscule for morning businesses. Not being on the platforms you no longer exist... what they take is extreme. Keeps the business busy while losing money to fill orders. Only so much can be charged for coffee and eggs. Mine as well close.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Philippe Bonsignour

New York, NY 10014
pb11cafe@gmail.com

From: PHILIPPE ISSA <PHILIPPE.ISSA.447050415@p2a.co>
Sent: Saturday, March 18, 2023 9:20 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,

174 Broadway
Brooklyn, NY 11211

From: Philippe Massoud <philippe@ililirestaurants.com>
Sent: Tuesday, March 14, 2023 11:18 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Philippe Massoud

New York, NY 10001
philippe@ililirestaurants.com

From: Phillip Lee <phil@kimchitacotruck.com>
Sent: Wednesday, March 22, 2023 5:33 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

This is very imperative to the survival of small restaurants in NYC.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Phillip Lee

Brooklyn, NY 11238
phil@kimchitacotruck.com

From: Piyaporn Asavathongkul <user@voterveice.net>
Sent: Friday, March 24, 2023 10:40 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Piyaporn Asavathongkul

New York, NY 10021
katewill8324@yahoo.com

From: porntip natnithithadha <user@voterveice.net>
Sent: Thursday, March 23, 2023 6:45 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

porntip natnithithadha

New York, NY 10029
thaipeppercorn@gmail.com

From: Prame Sakulclanuwat <user@voterveice.net>
Sent: Wednesday, March 22, 2023 10:32 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Prame Sakulclanuwat

Brooklyn, NY 11231
lovejeffy@hotmail.com

From: prashant bhatt <user@votervoice.net>
Sent: Wednesday, March 22, 2023 7:07 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As is restaurant business in FIDi is struggling to survive. If this bill is passed many will be forced out of NYC or closed forever .

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

prashant bhatt

New York, NY 10007
vbinc1510@gmail.com

am

From: Rafael Ohayon <user@votervoice.net>
Sent: Friday, March 17, 2023 4:01 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The fees are too damn high!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Rafael Ohayon

Brooklyn, NY 11249
rafaelorlin@hotmail.com

From: Raffaello Van Couten <user@votervoice.net>
Sent: Friday, March 17, 2023 9:32 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Would someone actually start caring about small business in this city. Everyone keeps saying save small business but there are no attainable actions that help us at all. Just a lot of smoke and mirrors to make it seem like the city is actually helping us.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Raffaello Van Couten

Brooklyn, NY 11211
raffaello.vancouten@gmail.com

From: Rajesh Bhardwaj <Rajesh.Bhardwaj.551492446@p2a.co>
Sent: Monday, March 27, 2023 9:48 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Rajesh Bhardwaj

New York, NY 10010

From: Rasim Sujak <user@voterveice.net>
Sent: Tuesday, March 14, 2023 12:21 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The cap is allowing our UES Restaraunt to stay in business.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Rasim Sujak

New York, NY 10128
rsujak8@gmail.com

From: Regina Delfino <Regina.Delfino.611402088@p2a.co>
Sent: Tuesday, March 21, 2023 1:19 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Regina Delfino

The Bronx, NY 10458

From: Reuven Oren <r.oren@chefdriven.com>
Sent: Tuesday, March 14, 2023 2:07 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Dear Council member, Gutting the fee cap for Third-Party delivery companies will be devastating to our restaurants . before with these companies charging us "marketing fees" we were actually loosing on delivery orders .

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Reuven Oren

New York, NY 10024
r.oren@chefdriven.com

From: Ricardo Velez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:23 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

This will hurt our business tremendously!! We are struggling with the current fees. And raising it will not help the industry at all.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ricardo Velez

Brooklyn, NY 11207
ricardovelez1@gmail.com

From: Riccardo Dardha <riccardo@figlianyc.com>
Sent: Tuesday, March 14, 2023 6:48 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Riccardo Dardha

Astoria, NY 11105
riccardo@figlianyc.com

From: Richard Berroa <Rich@claudys.com>
Sent: Monday, March 13, 2023 1:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The delivery services make money off of us the restaurant, the client getting food and the delivery person. Stop being greedy!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Richard Berroa

Bronx, NY 10471
Rich@claudys.com

From: Richard Krumholz <Richard.Krumholz.566708332@p2a.co>
Sent: Monday, March 27, 2023 9:47 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,

120 East End Ave
New York, NY 10028

From: robert cano <rob@rcanoevents.com>
Sent: Monday, March 13, 2023 1:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

robert cano

Long Island City, NY 11101
rob@rcanoevents.com

From: robert daquara <user@votervoice.net>
Sent: Tuesday, March 21, 2023 11:59 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

robert daquara

Brooklyn, NY 11209
greenhousecafe1@verizon.net

From: Robert Kaskel <robert@thairock.us>
Sent: Tuesday, March 14, 2023 12:45 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Since COVID, we have virtually lost our bar business, but our deliveries have grown and now account for 30% of our sales. Eliminating this delivery fee cap will hit us hard. Please keep it in place.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Robert Kaskel

Rockaway Beach, NY 11693
robert@thairock.us

From: Robin Wertheimer <Robin.Wertheimer.438648674@p2a.co>
Sent: Wednesday, March 22, 2023 10:28 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Robin Wertheimer

Brooklyn, NY 11218

From: Rohan Aggarwal <rohan@queensbully.com>
Sent: Wednesday, March 15, 2023 2:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Rohan Aggarwal

Forest Hills, NY 11375
rohan@queensbully.com

From: Ronny Abenhaim <ronny@delsurnyc.com>
Sent: Wednesday, March 22, 2023 10:11 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

If the fee Cap is raised we would no longer be able to make money on any order made from a platform that is not the restaurant's website.

This would then be calculated in the prices that i would have to raise as well to pass this fee to the client. This will create an inflation that will not be good for any party involved.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ronny Abenhaim

New York, NY 10018
ronny@delsurnyc.com

From: Ryan Jordan <thetumbleinn@eatdrinkandbemerry.com>
Sent: Tuesday, March 14, 2023 12:29 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ryan Jordan

New York, NY 10021
thetumbleinn@eatdrinkandbemerry.com

From: Ryu Hirahata <ryu@benemon.nyc>
Sent: Thursday, March 16, 2023 3:19 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Ryu Hirahata

New York, NY 10003
ryu@benemon.nyc

From: Sabato Sagaria <sagaria@mac.com>
Sent: Friday, March 17, 2023 9:18 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant owner, it pains me to see the delivery companies making more than we do or the drivers do on every order we sell (and that is WITH the fee cap.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sabato Sagaria

New York, NY 10003
sagaria@mac.com

My name is Sadie Frederich manager of IV Pluse in Bed-Stuy, Brooklyn
Running a restaurant is hard. I know my customers and my neighborhood, and I know best how to market and promote our restaurant. It's not the government's business to tell me how to spend marketing and advertising money. I need to do what's best for my restaurant.

Please support restaurants. Vote YES.

Thank you.

From: Samantha Poulis <user@votervoice.net>
Sent: Thursday, March 16, 2023 8:06 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Samantha Poulis

Brooklyn, NY 11216
geescaribbean@gmail.com

From: Sandra Cruz <user@voterveice.net>
Sent: Tuesday, March 14, 2023 2:20 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Please oppose this bill. This will not help my business in any way. We are still recovering from the pandemic and need to keep all cost down. At this moment these delivery companies charge huge fees for us to do business with them. I have all of my statements to prove all of the fees. Please oppose the bill.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sandra Cruz

Bronx, NY 10462
cafecolonialrestaurantandgrill@gmail.com

From: Sandra Jaquez <user@votervoice.net>
Sent: Tuesday, March 14, 2023 1:45 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sandra Jaquez

New York, NY 10034
ilsolenyc@live.com

From: Sara Dima <info@rdfoodsbrooklyn.com>
Sent: Wednesday, March 22, 2023 5:21 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Everyone has their hand in the pocket of small business owners. Why should we give tech companies that aren't even NY local a percentage of our razor thin margins. Please vote no and keep the money in your community!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sara Dima

Brooklyn, NY 11238
info@rdfoodsbrooklyn.com

From: Sarah Obraitis <Sarah.Obraitis.456120787@p2a.co>
Sent: Saturday, March 18, 2023 9:57 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Sarah Obraitis

Queens, NY 11109

From: Sawitree Youngpitak <user@votervoice.net>
Sent: Monday, March 20, 2023 6:26 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

No fee please

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sawitree Youngpitak

New York, NY 10023
sawitreeyoung@gmail.com

From: Scott Gregerson <scott@detroitpizzaventures.com>
Sent: Wednesday, March 22, 2023 6:02 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I own four Jet's Pizza Franchise in NYC. More than 60% of our sales come from these third party platforms. They offer steep discounts to guest using their platform to draw away from contacting small business. I make profit margins of negative to 6%. If the 3rd party fees increase I will be working to pay them not myself and risk bankruptcy. With the current fee structure we can operate and pay them and myself. This bill was a life saver, you guys are amazing to do this originally and have transformed the landscape of 3rd party platform no longer praying on small business. PLEASE DO NOT CHANGE THE FEE STRUCTURE KEEP IT LOW.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Scott Gregerson

New York, NY 10011
scott@detroitpizzaventures.com

From: Sean Mandel <user@votervoice.net>
Sent: Wednesday, March 22, 2023 5:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sean Mandel

Brooklyn, NY 11217
zekeman@gmail.com

My name is Fin Davis. I'm the shift manager at the sensuous bean in the Upper West Side or Manhattan.

As anyone will tell you, staying afloat in the restaurant business is always a struggle, and COVID made it almost impossible. I'm grateful the Council took action to help restaurants like mine through measures like the delivery fee cap. But at this point the cap doesn't let me decide how much money to put towards important marketing tools that will help the sensuous bean continue to grow. The Council needs to fix this so it's my choice, because it's my restaurant.

Please support restaurants. Vote YES.

Thank you.

From: Shane Chrystal <shane@rivercrestny.com>
Sent: Monday, March 13, 2023 1:50 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Delivery is a large portion of our business and removing the fee cap will really hurt us. We urge you to oppose this and stand with the amazing small businesses of this district who have taken blow after blow these past few years and aren't able to take many more.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Shane Chrystal

Astoria, NY 11105
shane@rivercrestny.com

From: Shaun Rose <shaun@typesocial.com>
Sent: Monday, March 13, 2023 2:52 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Shaun Rose

Long Beach, NY 11561
shaun@typesocial.com

From: Shinobu Ridley <Shinobu@stoutnycfidi.com>
Sent: Monday, March 13, 2023 8:24 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a bar/restaurant owner in the Financial District we are still suffering a lack of clientele. Not as many people at back to the offices in this area. Takeout is a necessary source of income. All costs of goods are up. Especially on food. To raise the rate of fees on takeout would totally defeat the purpose of using these modules in the first place.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Shinobu Ridley

New York, NY 10038
Shinobu@stoutnycfidi.com

From: Shivane Maraj <user@votervoice.net>
Sent: Tuesday, March 14, 2023 4:50 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Shivane Maraj

Brooklyn, NY 11222
litebitesbrooklyn@gmail.com

From: Shyqyri Heta <Shyqyri.Heta.611013026@p2a.co>
Sent: Saturday, March 18, 2023 11:12 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Shyqyri Heta

New York, NY 10036

From: Siriwadee Jareeprasit <user@votervoice.net>
Sent: Thursday, March 23, 2023 11:07 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Restaurant need help !!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Siriwadee Jareeprasit

New York, NY 10003
siriwadee1@hotmail.com

From: Sivan Baron <sivan@silvana-nyc.com>
Sent: Friday, March 17, 2023 2:02 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sivan Baron

New York, NY 10026
sivan@silvana-nyc.com

From: Somchai Prathum <user@votervoice.net>
Sent: Thursday, March 23, 2023 8:04 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Somchai Prathum

Elmhurst, NY 11373
mongnwa16@hotmail.com

From: Sounni de Fontenay <user@votervoice.net>
Sent: Friday, March 17, 2023 9:31 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sounni de Fontenay

Brooklyn, NY 11215
sounni@me.com

From: Spencer Rubin <srubin@meltshop.com>
Sent: Wednesday, March 15, 2023 6:34 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Spencer Rubin

Brooklyn, NY 11249
srubin@meltshop.com

From: Spiros Kasimis <user@votervoice.net>
Sent: Tuesday, March 14, 2023 1:01 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Spiros Kasimis

Whitestone, NY 11357
spiro2564@aol.com

From: Stephen Macrina <user@votervoice.net>
Sent: Monday, March 13, 2023 1:40 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

. Forward suspect email to phish@oti.nyc.gov as an attachment (Click the More button, then forward as attachment).

Dear NYC Council Council,

NO!!!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Stephen Macrina

Brooklyn, NY 11215
smacrina2@gmail.com

From: Stephen Maly <smaly@igchospitality.com>
Sent: Tuesday, March 14, 2023 12:26 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Stephen Maly

New York, NY 10018
smaly@igchospitality.com

From: Stephen Troy <manager@petestavern.com>
Sent: Tuesday, March 14, 2023 1:17 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

These fees greatly increase our expenses.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called "marketing fees" from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we're still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to "market" to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Stephen Troy

New York, NY 10003
manager@petestavern.com

From: Sunil Rangila <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:32 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Sunil Rangila

Richmond Hill, NY 11418
heatcaribbeankitchenandlounge@gmail.com

From: Suwapat Gorntanawat <user@votervoice.net>
Sent: Monday, March 20, 2023 10:45 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Suwapat Gorntanawat

Astoria, NY 11102
puja_friends@hotmail.com

From: Takuya Yoshida <user@votervoice.net>
Sent: Tuesday, March 14, 2023 2:39 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Takuya Yoshida

Brooklyn, NY 11232
sunrisemart4@gmail.com

From: Theodore Arenas <user@votervoice.net>
Sent: Monday, March 13, 2023 3:35 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

The delivery fees are already way to high for customers as well as businesses

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Theodore Arenas

New York, NY 10019
theodorearenas@gmail.com

From: Theodore Karagiannis <user@votervoice.net>
Sent: Monday, March 13, 2023 4:24 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

I'll simply go out of business in both my locations CREATE in queens if fees get back to what they were, and 35 of my employees will be unemployed!!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Theodore Karagiannis

Astoria, NY 11103
teddycreate@gmail.com

From: Thipsuda Muenpho <user@votervoice.net>
Sent: Monday, March 20, 2023 9:30 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Thipsuda Muenpho

New York, NY 10023
thipsuda.are@gmail.com

From: Tieayrra Glover <Tieayrra.Glover.611220512@p2a.co>
Sent: Tuesday, March 21, 2023 4:10 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,

38 8th Ave
New York, NY 10014

From: Tiffany Bowen <tbowen@harlemhookah.com>
Sent: Tuesday, March 14, 2023 11:54 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a small restaurant in Harlem we rely on the fee cap to help us keep the small profit we are making. These big companies are greedy and are taking away from our ability to employee people and make a living wage.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Tiffany Bowen

New York, NY 10027
tbowen@harlemhookah.com

From: Tiffany Schonbach <tiffany@avant-gardner.com>
Sent: Monday, March 13, 2023 2:48 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Tiffany Schonbach

Brooklyn, NY 11237
tiffany@avant-gardner.com

From: TJ Gargan <TJ.Gargan.611495608@p2a.co>
Sent: Tuesday, March 21, 2023 7:38 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
TJ Gargan

Brooklyn, NY 11249

From: Tom Davies <tom@snowdonia.nyc>
Sent: Wednesday, March 22, 2023 5:56 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

These fees crush restaurants and provide no tax for the city.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Tom Davies

Astoria, NY 11106
tom@snowdonia.nyc

From: Tom Hatz <Tom.Hatz.445980668@p2a.co>
Sent: Friday, March 24, 2023 10:53 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Tom Hatz

New York, NY 10014

My name is Tom Choi. I manage OH K-Dog in Hell's Kitchen, Manhattan.

The pandemic moved the federal and local government to take unprecedented measures to help small businesses stay afloat. The delivery fee cap is a great example, but as business returns to normal it is time to return decision making power to local restaurant owners so we can invest in ways that best fit our business.

Please support restaurants. Vote YES.

Thank you.

From: Tommy Stratigakis <Tommy.Stratigakis.611107419@p2a.co>
Sent: Sunday, March 19, 2023 4:06 PM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
Tommy Stratigakis

Thornwood, NY 10594

From: Tony Daiuto <tony@stellahospitality.com>
Sent: Tuesday, March 14, 2023 12:59 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Enough gauging of restaurants!

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Tony Daiuto

Long Island City, NY 11101
tony@stellahospitality.com

From: Tony DOYLE <tony@hkh.nyc>
Sent: Friday, March 17, 2023 11:12 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

we are operating on very small margins right now and struggling to stay in business, we will stop doing delivery's if they raise their fees.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Tony DOYLE

New York, NY 10036
tony@hkh.nyc

From: Tracy You g <Tracyjane@kingscoimperial.com>
Sent: Friday, March 17, 2023 9:38 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As an owner/operator of 2 restaurants, we are already bending under the enormous weight of operating. Payroll costs sky rocketing, rent., insurance, paid sick leave, pest control, garbage disposal, city permitting & fees,.

It is becoming virtually impossible to survive. Delivery is one area that can help immensely in keeping things a float.

But not if delivery services take 20-30%, it will be game over.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Tracy You g

Brooklyn, NY 11211
Tracyjane@kingscoimperial.com

From: Treerat Daungjitchotchanung <user@votervoice.net>
Sent: Monday, March 20, 2023 11:12 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Treerat Daungjitchotchanung

New York, NY 10003
nes_treerat@hotmail.com

From: TREVOR HEBERTSON <user@votervoice.net>
Sent: Wednesday, March 29, 2023 8:39 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

please vote to keep the cap on delivery fees

Sincerely,

TREVOR HEBERTSON

New York, NY 10019
THEBERTSON@AOL.COM

From: Urbano Estevez <info@labellahavana.com>
Sent: Tuesday, March 14, 2023 3:03 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Urbano Estevez

Yonkers, NY 10701
info@labellahavana.com

From: Victor Riso <vriso@msocialhotelnewyork.com>
Sent: Monday, March 13, 2023 8:05 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Victor Riso

New York, NY 10019
vriso@msocialhotelnewyork.com

From: Warakorn Siritipakul <user@votervoice.net>
Sent: Thursday, March 23, 2023 9:46 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Warakorn Siritipakul

New York, NY 10002
judah777@gmail.com

From: Warren Krieg <warren.krieg@meltshop.com>
Sent: Tuesday, March 14, 2023 5:32 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Warren Krieg

Mahwah, NJ 07430
warren.krieg@meltshop.com

From: Wendy Mella <user@votervoice.net>
Sent: Monday, March 13, 2023 6:31 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Wendy Mella

New York, NY 10040
wcmella@gmail.com

From: Whitney Sanchez <whitney.sanchez@tortazo.com>
Sent: Monday, March 13, 2023 5:21 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Whitney Sanchez

New York, NY 10018
whitney.sanchez@tortazo.com

From: William Horan <user@votervoice.net>
Sent: Monday, March 13, 2023 1:14 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Please as a representative take action to support local small business. Food Operators are still struggling on the back of the pandemic to survive. Higher fees from Big Delivery could be a knock out blow for many as well as negatively impacting the Consumer.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

William Horan

New York, NY 10018
pierce.horan0913@gmail.com

From: William Padilla <user@votervoice.net>
Sent: Tuesday, March 14, 2023 7:07 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

William Padilla

Bronx, NY 10461
bronxbase@gmail.com

From: William Rubin <William.Rubin.611011578@p2a.co>
Sent: Saturday, March 18, 2023 10:55 AM
To: Testimony
Subject: [EXTERNAL] Please oppose Intro 813

To whom it may concern:

Intro 813 would seriously undermine the fee caps that restaurants like mine have come to rely on. If third-party platforms are allowed to charge unlimited per-order "marketing fees," there is no way for me to maintain my current service level at its current price. I will either be bullied into paying more, or buried on the platforms.

Please, do not create this problem for me! I count on the protection and reliability of the current fee caps. I run a small business, and the fee caps that City Council wisely put in place have re-balanced a third-party landscape that had a history of being predatory and exploitative. Please, do not send us backwards.

Regards,
William Rubin

Brooklyn, NY 11215

From: Wilson Johnson <wilson@suitednyc.com>
Sent: Tuesday, March 14, 2023 2:50 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Wilson Johnson

New York, NY 10038
wilson@suitednyc.com

From: Wirach Wathanasirisombat <user@voterveice.net>
Sent: Friday, March 24, 2023 10:36 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Wirach Wathanasirisombat

New York, NY 10021
wwfireball@gmail.com

From: Xavier Silva <chichi@nyceclubs.com>
Sent: Monday, March 13, 2023 2:54 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As it is now, we hardly break even for deliveries.

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Xavier Silva

JACKSON HEIGHTS, NY 11372
chichi@nyceclubs.com

From: Xin Wu <user@votervoice.net>
Sent: Wednesday, March 22, 2023 12:39 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Xin Wu

Brooklyn, NY 11217
simowu@gmail.com

From: Yahaira Garcia <user@votervoice.net>
Sent: Tuesday, March 14, 2023 3:53 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Yahaira Garcia

Bronx, NY 10463
yahidiaz0179@me.com

From: Yaniv cohen <yaniv@westvillenyc.com>
Sent: Monday, March 13, 2023 1:27 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Yaniv cohen

New York, NY 10038
yaniv@westvillenyc.com

From: Yohann Pecheux <user@votervoice.net>
Sent: Friday, March 17, 2023 10:24 AM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Yohann Pecheux

NEW YORK, NY 10014
st.tropezwinebar@gmail.com

From: YUMIKO MATSUMURA <uws@sushiofgari.com>
Sent: Tuesday, March 14, 2023 12:50 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

YUMIKO MATSUMURA

New York, NY 10075
ues@sushiofgari.com

From: Zach Chodorow <zach@redfarmnyc.com>
Sent: Thursday, March 16, 2023 5:24 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Zach Chodorow

New York, NY 10014
zach@redfarmnyc.com

From: Zach Israel <zach@blankslatenyc.com>
Sent: Monday, March 13, 2023 4:08 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

Hello, My wife and I own a cafe and eliminating the fee cap would greatly hurt our bottom line. We work of mere percentage points of profit and loss and every little bit helps. Thanks so much

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

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I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Zach Israel

New York, NY 10016
zach@blankslatenyc.com

From: Zoe Darmon <zd@kilegal.com>
Sent: Tuesday, March 14, 2023 12:46 PM
To: Testimony
Subject: [EXTERNAL] Say NO to Int 0813 the Bigger Fees for Big Delivery Bill

Dear NYC Council Council,

As a restaurant operator in your district, I urge you to OPPOSE Int 0813 the Bigger Fees for Big Delivery Bill. This proposed legislation will remove the important third-party delivery company fee cap by deregulating BIG companies like Grubhub, DoorDash and Uber, so they can charge local restaurants across the five boroughs a lot more money, while not implementing any meaningful reforms to protect restaurants, particularly small businesses from the exploitation our industry was subjected to before the law was implemented.

Countless restaurants across NYC, especially small, minority and immigrant owned businesses are still struggling to recover from the damage caused to the industry by the pandemic. We cannot afford to go back to the days of exploitative so-called “marketing fees” from delivery companies. I urge you, do NOT pass the Bigger Fees for Big Delivery Bill because you will be responsible for the unnecessary and arbitrary fees they will charge restaurants while we’re still fighting to pay the rent and keep New Yorkers employed.

In September, the City is required to release a report on the impact the fee cap has had on restaurants and the delivery sector to help inform lawmakers, what, if any changes should be made. We urge you to wait for that report, and do not negotiate with third-party delivery companies, especially while they are suing the City of New York to overturn this law, and other laws which would actually allow us to “market” to our own customers, which were passed by the City Council to protect restaurants from some of their exploitative business practices.

I request this message of opposition is part of the public record in opposition of Int 0813 and urge members of the City Council to reject this proposed legislation.

Sincerely,

Zoe Darmon

New York, NY 10013
zd@kilegal.com

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/29/2023

Name: Loycent Gordon (PLEASE PRINT)

Address: 78th St

I represent: NYC Hospitality Alliance

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/29/23

Name: Christopher Leon Johnson (PLEASE PRINT)

Address: Burr 90 Avenue

I represent: SPIC

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

Name: JAMES MALLIOS (PLEASE PRINT)

Address: 190 BEACH 69TH ST ARVERNE NY

I represent: BAR MARSEILLE & AMAL

Address: SAME

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Celene Rosado

Address: Myrtle Ave BK NY 11205

I represent: W. La. ...

Address: 100 Woodward ...

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Ricardo Velez

Address: 556 Central Ave

I represent: Halsey Ave house

Address: NYS Restaurant Bar & Lounge
association

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Frantz Metellos

Address: 471 Dekalb Ave; BKlyn NY 11205

I represent: Rustik Tavern

Address: 471 Dekalb Ave; BKlyn NY 11205

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____
 in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Steven Ticker
Address: Executive Director of NYC Food & Beverage
I represent: Industry Partnership - SES
Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____
 in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Daniel Quintero
Address: Randall Ave Br ny
I represent: _____
Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____
 in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: Andreas Koutsoudakis
Address: 200 Church St. NY, NY 10013
I represent: Marathi Greek Bistrot & Clients
Address: ''

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: GEORGE CONSTANTINOU

Address: 141 5TH AVE BK NYC

I represent: BOBOTA Latin BISTRO / Miti Miti /

Address: 141 5TH AVE BK NY Medusa The Greek

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Amy Babic

Address: 891 1st Ave NY 10022

I represent: Copinette

Address: 891 1st Ave 10022

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Nikisha Alcindor

Address: 909 Third Ave, Suite 364, NY, NY 10150

I represent: STEM Educational Institute, Inc.

Address: 909 Third Ave, Suite 364, NY, NY 10150

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: Robert Bookman

Address: 325 Broadway, NYC

I represent: N.Y.C. Hospitality Alliance

Address: same

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: 3/28/

(PLEASE PRINT)

Name: ANDREW RIGIE

Address: _____

I represent: NYC Hospitality Alliance

Address: _____

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: J.P. Ryan

Address: Went Ave

I represent: Carmine's

Address: 200 W 44th St

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: Joshua Bocian

Address: W. 20th St

I represent: Grubhub

Address: 5 Bryant Park

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: William Riker

Address: Decatur St BRK NY 11233

I represent: Some Day Bar

Address: 364 Atlantic Ave Brooklyn NY 11217

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: Kathleen Reilly

Address: 409 New Korn Rd Albany

I represent: NYS Restaurant Assn.

Address: - same -

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/29/23

Name: Alfredo Agueira (PLEASE PRINT)

Address: _____

I represent: Hoodspitcity

Address: 1 Brooklyn

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/29

Name: BART HUBBUCH (PLEASE PRINT)

Address: LINCOLN PLACE, BK

I represent: MEMPHIS SEOUJC

Address: 569 LINCOLN PLACE, BK

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: 3/29/23

Name: STEVEN PICKER (PLEASE PRINT)

Address: VIA CPW NYC

I represent: SBS

Address: 1 LIBERTY PLACE

Please complete this card and return to the Sergeant-at-Arms

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card



I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: _____

Address: _____

I represent: _____

Address: _____

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card



I intend to appear and speak on Int. No. 0813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Chiling Tong

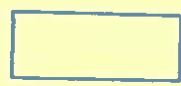
Address: Brickyard Rd, Potomac, MD 20854

I represent: National ACE

Address: 1300 Penn Ave. #700, Wash DC 20004

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card



I intend to appear and speak on Int. No. 0813 Res. No. _____

in favor in opposition

Date: 3/28/23

(PLEASE PRINT)

Name: KEVIN WONG

Address: 125 Baker Hill Rd

I represent: Carbo

Address: 125 Baker Hill Rd

Street View, NY 11023

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Michael FURQUAY

Address: 34B AVE 11372

I represent: The Queensboro

Address: 80-02 Northern Blvd 11372

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: 29 March 2023

(PLEASE PRINT)

Name: ALAIN XIUNG - CALMES

Address: _____

I represent: Chamber of Progress

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Shalima L. McCants

Address: _____

I represent: Arca Rise New York Urban League

Address: 1675 30th Ave 22nd floor

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: Justin Nelson

Address: _____

I represent: The National & GST Chamber of

Address: Commerce

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: LISA SORIN

Address: _____

I represent: BROOKLYN CHAMBER

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: LUAN GARCIA

Address: _____

I represent: DOORDASH

Address: _____

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Sascha Owen

Address: _____

I represent: DoorDash

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Harris Mayer

Address: _____

I represent: Urban Dairy

Address: 75 Ninth

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: CARL CUTTING

Address: DUCKMAN ST

I represent: KITTE PALM

Address: BHK Ave 2111

Please complete this card and return to the Sergeant-at-Arms

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 891/813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Ross Walsh

Address: _____

I represent: Bronx Overall Economic Development Corp

Address: 851 Grand Concourse - Bx -

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Bervin Harris

Address: 3485 Third Ave Bronx N.Y.

I represent: Renaissance Youth Center

Address: _____

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: 03/29/2023

(PLEASE PRINT)

Name: Reverend Shawn Wilts

Address: 1077 E 36th St Bronx NY 11210

I represent: Bishop Dr. Timothy Burke #

Address: _____

Please complete this card and return to the Sergeant-at-Arms

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: 3/29/2023

(PLEASE PRINT)

Name: Julian Kline

Address: _____

I represent: Tech:NYC

Address: _____

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: PAUL JEFFRIES

Address: EAST 17th ST. NY, NY

I represent: NEW YORK CITY FOOTBALL CLUB

Address: 600 3rd AVE, 30th FLOOR, NY

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: MARCH 29, 2023

(PLEASE PRINT)

Name: JANE SON

Address: 41 SEAVER WAY - CITI FIELD

I represent: AMAZIN' METS FOUNDATION

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Julia Puga

Address: 150 E 2nd St

I represent: NYS LATINO REST. BAR & LOUNGE

Address: IL. Pkwy Puerto

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 89 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Janis Robinson

Address: 175th

I represent: Food Bank For NYC City

Address: 39 B'way

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: JEFFREY CANUA

Address: 234 W 231 St NY

I represent: NYS LATINO RESTAURANT BAR + LOUNGE

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Carlos Ortiz

Address: _____

I represent: DCWP, Assistant Commissioner

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Andrew Schwart

Address: _____

I represent: DCWP

Address: 412 Broadway

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 818 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Elizabeth Wagner

Address: 42 Broadway / DCWP

I represent: DCWP

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: Stanley Schlein

Address: 481 KING AVE. - BOX NY

I represent: YANKEES

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Lailo Ramirez (Chelo)

Address: 138 EDGECROFT TERRACE YORK

I represent: NYS Latino Restaurant Assoc

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Julio Pong

Address: E 20th St

I represent: NYS Latino Restaurant Assoc

Address: 21 Astor Pl New York

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

[]

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: 10/29

(PLEASE PRINT)

Name: Meisha Parker The Bronx Community

Address: 452 E. 149 St Foundation

I represent: The Bronx Community Foundation

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

[]

I intend to appear and speak on Int. No. 0813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Ronan Doherty

Address: _____

I represent: BARBAR - Brooklyn Adult Bus + Restaurants

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

[]

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Carol Hodge

Address: NY NY

I represent: NIS LATIN RESTAURANT BAR & LOBBY P.S.S.C.

Address: AMORE CAFE

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Mark Drapeau

Address: 11850 Freedom Drive Reston VA

I represent: Data Catalyst Institute

Address: same as above

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Dawn Kelly

Address: Union Hall St

I represent: The Nounish Spot

Address: 107-05 Guy R. Bener Blvd Jan

NY

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: JUNE RAMIREZ

Address: Bk NY

I represent: NY'S LATINO Rep. BAN + Council =

Address: SPUD BAN + Council

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: 3-29-23

(PLEASE PRINT)

Name: DIANA RODRIGUEZ

Address: 2-11 50th Ave Astor LIC

I represent: PRIVE LIVE

Address: SAME

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: William Padilla

Address: Bronx, NY

I represent: NYS LATINO Rest. Bar + Lounge

Address: MAMASCUANA CAFE

THE COUNCIL
THE CITY OF NEW YORK

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Brian Smith

Address: New York Yankees One East 161 St Bronx, NY

I represent: _____

Address: _____

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition of Fee Hike

Date: _____

(PLEASE PRINT)

Name: Evette ZAYAS

Address: 400 E. 120th ST.

I represent: CAKE BURGERS

Address: 400 E. 120th ST

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Albin INFANTE

Address: 32 TE KENNEDY DR

I represent: LATINO RESTAURANT ASS

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 0813 Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: LILLY ROCHA

Address: _____

I represent: _____

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

(PLEASE PRINT)

Name: Syd Mandelbaum

Address: 405 Occa Point

I represent: Rockaway Airport

Address: _____

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 03/28/23

(PLEASE PRINT)

Name: Juan Read

Address: River Rd NY, NY 10094

I represent: Travlers Restaura f.

Address: 3834 E Tenth Ave

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/29/23

(PLEASE PRINT)

Name: Kurt Kelly

Address: Christoph St NYC

I represent: _____

Address: _____

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 3/24/23

(PLEASE PRINT)

Name: Stacy Lentz + ~~Stacy Lentz~~

Address: 53 Christopher Street

I represent: The Stonewall Inn

Address: 53 Christopher Street

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

Name: Raul Rivera (PLEASE PRINT)

Address: _____

I represent: NYC Drivers Unite

Address: 347-573-7818

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

Name: Pedro Goico (PLEASE PRINT)

Address: _____

I represent: Namaguana cafe, Queens

Address: M/S Latino Rest Bar & Lounge
Association

Please complete this card and return to the Sergeant-at-Arms

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. 891 Res. No. _____

in favor in opposition

Date: 3/29/23

Name: Jessica Orozco Guttlein (PLEASE PRINT)

Address: 55 Exchange Pl. Ste 501 10005

I represent: Hispanic Federation

Address: _____

Please complete this card and return to the Sergeant-at-Arms