

BUTLER|TOBIN

Justice for the Injured

ACCIDENTS · CRIME VICTIMS · PERSONAL INJURY

April 5, 2017

VIA TWITTER

Uber Technologies (GA), Inc.
1455 Market Street
4th Floor
San Francisco, CA 94103

RE: Uber Driver: [REDACTED]
Our Client: [REDACTED]
Date of Injury: [REDACTED]

To Whom It May Concern:

Our firm has been retained on behalf of [REDACTED] for her injuries and claims arising out of a motor vehicle collision that occurred while she was an Uber passenger. The collision occurred on [REDACTED] in Atlanta, Georgia. The police report is enclosed as Exhibit A, and it contains additional information about the collision. We anticipate that a lawsuit will have to be filed on [REDACTED] behalf.

I know that [REDACTED] already contacted Uber about the collision over a month ago, shortly after the collision occurred. For that reason, I am sure that Uber has already taken steps to preserve all evidence that relates to the collision. However, just to be doubly sure, please accept this letter as a formal request to preserve *all* evidence that relates to the collision or the trip that was underway when it occurred. This request includes any information or data that Uber has, in addition to any information or data in the possession of a related entity (such as the Uber driver, a subsidiary corporation, or a related company that keeps the records). If it is necessary for you to forward this letter to another person or entity who keeps records, please do so.

That evidence includes, but is not limited to:

- electronic or GPS-related data about the collision or trip;
- emails, messages, or other communications with the Uber driver or any other party that relate to the collision or trip;
- information transmitted to, or recorded by, the Uber driver's phone or Uber's system for dispatching and tracking vehicles;
- "black box," electronic data recorder ("EDR"), or similar information stored by a vehicle, phone, or other device;
- photographs, video recordings, or audio recordings that relate to the collision or trip;
- information about the driver and his wireless communication carrier (e.g., Verizon, T-Mobile, etc.);

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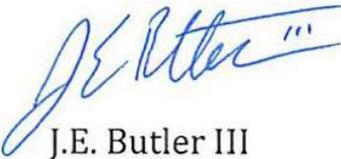
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- training materials or instructions for Uber drivers (including this Uber driver) about what to do in the event of a collision; and
- Uber's "file"—i.e., the information it has maintained—regarding the Uber driver who was driving [REDACTED]

I suspect that, even without this letter, Uber would preserve all relevant evidence in order to protect its customer and its driver. Please note, however, that failing to preserve this evidence could lead to severe adverse legal consequences. *AMLI Residential Props., Inc. v. Georgia Power Co.*, 293 Ga. App. 358, 363 (2008).

Thank you,

BUTLER TOBIN LLC



J.E. Butler III

JB3/alb

Enclosures