

NEW YORK CITY

MULTIPLE PLAINTIFFS v. MICRO-MOBILITY COMPANY NEW YORK STATE SUPREME COURT, NEW YORK COUNTY



New York State Supreme Court, New York County (2021) – Scott Haworth, Jennifer Bruder and the HBG defense team successfully filed multiple motions to compel arbitration and dismiss civil lawsuits on behalf of the firm’s client, a national micro-mobility ridesharing company. The plaintiffs rented vehicles throughout New York City through the use of a smart phone application. The plaintiffs were involved in accidents while operating the vehicles and commenced lawsuits against the firm’s client, alleging negligence. Plaintiffs also argued that the online contract they entered into with the firm’s client through the smart phone application, which included a mandatory arbitration clause, was not valid and that the plaintiffs were entitled to bring suit against

the firm’s client in New York State Supreme Court. HBG moved to dismiss the lawsuits and compel arbitration arguing, in part, that the online contract was valid and enforceable, and that the plaintiffs were on notice of the terms and conditions including those requiring that any disputes be submitted to arbitration. Multiple judges in New York State Supreme Court across several different cases uniformly agreed with the firm’s arguments and held that the plaintiffs had inquiry notice of the online contracts and the terms and conditions set forth therein. The courts further held that the arbitration clauses are valid as drafted, that the manner of presentation is appropriate and that HBG’s client’s business involves interstate commerce. As such, the arbitration clause is valid and enforceable.



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