



Department of Transportation

Ydanis Rodriguez, Commissioner

November 6, 2024

Via Email

Morry Kolman
morristskolman@gmail.com

Re: Cease and Desist

Dear Mr. Kolman:

The New York City Department of Transportation (NYC DOT) has been made aware that you, your employees, and/or its agents (hereinafter "TCP") have created and are promoting the website, www.trafficcampphotobooth.com, which encourages and promotes the unauthorized use of New York City (NYC) traffic cameras for pedestrians to take personal photographs on city streets.

In addition to promoting the unauthorized use of NYC traffic cameras, TCP encourages pedestrians to violate NYC traffic rules and engage in dangerous behavior. In order to capture a photo using TCP's website, a pedestrian must use a smartphone while simultaneously walking, standing, or posing in a traffic lane. Using city streets as a photo "backdrop" poses a significant risk to all road users and is inherently unsafe given NYC's dense roadways.

Furthermore, TCP is in violation of the "Terms of Use" applicable to all NYC.gov websites and subpages and encourages members of the public to do the same. As set forth below, TCP is in violation of the following sections of the NYC.gov's "Terms of Use."

You agree to access and use NYC.gov only for lawful purposes. You are solely responsible for the knowledge of and adherence to any and all laws, statutes, rules and regulations pertaining to your use of NYC.gov. By accessing NYC.gov, you agree that you will not:

2. use NYC.gov in a way to give rise to civil liability or encourage others to engage in any conduct which would give rise to civil liability;

7. disrupt NYC.gov or its servers or networks in any way; or
8. claim a relationship with or represent any business, association, or other organization with which you are not authorized to claim such a relationship or to represent.

You are hereby directed to immediately remove and disable all portions of TCP's website that relates to NYC traffic cameras and/or encourages members of the public to engage in dangerous and unauthorized behavior. In addition, you must remove all hyperlinks directing TCP website users to NYC.gov websites or subpages, including but not limited to, the

NYC Department of Transportation
Office of Legal Affairs

55 Water Street, 9th Floor, New York, NY 10041

T: 212.839.6400 F: 212.839.6453

nyc.gov/dot

hyperlinks captioned “nearest camera” and “camera map.” Failure to do so may result in the commencement of legal action.

Additionally, within seven business days from the date of this letter, you must advise NYC DOT, in writing, of the steps TCP has taken or will take to disable and remove any reference to NYC traffic cameras and the unauthorized use thereof from your website. This should include copies of the written directions to personnel, contractors (including advertisement agencies and marketing firms), and any other related parties.

Thank you for your immediate attention to this matter.

Sincerely,



Assistant General Counsel
New York City Department of Transportation

cc: [REDACTED] (NYC DOT), [REDACTED] (NYC DOT)