



## **We Cannot Defeat the Dynamex Decision/AB 5 Without Your Help, Without Your Support You Face Claims As High As \$400,000 Per Driver**

Owner-operators are facing extinction because of the recent California Supreme Court decision known as Dynamex. **In October of 2018**, CTA filed a lawsuit in the U.S. Southern District Court seeking declaratory and injunctive relief against the Dynamex Decision.

Following the passage and signature of AB 5, it was recommended by CTA's counsel that CTA should shift its litigation strategy in response to AB 5 becoming law January 2020. CTA will be amending its initial complaint to add claims challenging AB 5. Recently, as expected, the Judge presiding over CTA's legal challenge to the application of the Dynamex "ABC test" to motor carriers has concluded that the enactment of AB 5 has materially altered our initial challenge.

### **We will not be able to defeat the Dynamex Decision without your help.**

We are asking fleets to contribute \$1,000 per driver or \$25,000 per company, which is a fraction of the potential liability created by Dynamex. If your company utilizes owner-operators or subhaulers, you may now be retroactively liable for wage and hour violations. Misclassification claims can cost your company up to \$300,000 to \$400,000 per driver.

**Contributions can be made out to the "California Trucking Association"  
4148 E. Commerce Way  
Sacramento, CA 95834.**

(Please include "General Litigation Fund or Dynamex" in the memo or email so the funds are properly accounted for.)

Contributions can be made in installments. Major contributors will have an opportunity to be involved in management and oversight of the litigation.

If you have any questions or would like to contribute, please contact Eric Sauer at [esauer@caltrux.org](mailto:esauer@caltrux.org) or (916) 373-3562.