

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

**UNITED STATES OF AMERICA,
Plaintiff**

CIVIL ACTION

VERSUS

No. 12-1924

**CITY OF NEW ORLEANS,
Defendant**

SECTION "E"

ORDER

Considering the Consent Motion to Amend the Consent Decree¹ to address prepayment for secondary employment, and considering the unanimous input of the parties,

IT IS ORDERED that the motion is **GRANTED** and paragraph 350 of the Consent Decree entered by this Court on January 11, 2013² shall be amended as follows (amendment in bold print):

350. **(a)** The Coordinating Office shall ensure that all potential employers are notified of their responsibilities, including:
- (1)** Agreeing that individuals or entities seeking to employ off-duty NOPD employees to work secondary employment must work through the Coordinating Office;
 - (2)** Making all payments in advance and acknowledgment that advanced payments may be subject to forfeiture or penalty assessment associated with late cancellations;
 - (3)** Agreeing to have secondary employees sign in and sign out every work day; and
 - (4)** Acknowledging that they are prohibited from providing any compensation, either cash or in-kind, including bonuses or gifts, beyond nominal

¹R. Doc. No. 335.

²R. Doc. No. 159-1.

compensation in the form of food or beverages, to an NOPD employee or the friend or relative of an NOPD employee in exchange for any secondary employment services offered.

- (b) An employer may be exempt from the advance payment requirement of section (a)(2) of this paragraph if:**
- (1) the employer is a state or governmental agency; or**
 - (2) the employer satisfies the specific criteria which have been delineated by the Director of the Coordinating Office, and approved by the Monitor and the DOJ, to determine financial stability.**
- (c) Any further modifications or revisions to the criteria delineated by the Director pursuant to section (b)(2) of this paragraph are subject to an approval process similar to the one contained in consent decree paragraphs 21 and 22.**

New Orleans, Louisiana, this 20th day of February, 2014.


SUSIE MORGAN
UNITED STATES DISTRICT JUDGE