

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

<b>SOCIAL AID AND PLEASURE CLUB, et al.</b>	*	<b>CIVIL ACTION</b>
	*	
<b>VERSUS</b>	*	<b>NO. 06-10057 c/w 07-1425</b>
	*	<i>Applies to: Both Cases</i>
<b>CITY OF NEW ORLEANS, et al.</b>	*	<b>SECTION E</b>

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**AMENDED CONSENT JUDGMENT**

**NOW INTO COURT**, through undersigned counsel, come all parties hereto for the purpose of amicably resolving all issues presented in the above entitled, numbered and consolidated causes of action. The parties have agreed to the entry of this Amended Consent Judgment which expresses a full and complete compromise and settlement of all claims and causes of action, of any kind or nature whatsoever, asserted by Plaintiffs herein, and with the specific, material and express understanding and acknowledgment, without which the parties would not have entered into this Consent Judgment, that said Judgment shall not and does not operate as an admission of liability on the part of any of the Defendants herein, each of whom expressly denies any such liability, to wit:

**WHEREAS** the City of New Orleans recognizes the cultural significance of the City’s Social Aid and Pleasure Clubs as neighborhood institutions whose many members are leaders in the New Orleans community. For more than a century, their annual second line parades have served as a celebration of the music and culture that make New Orleans unique. These benevolent societies continue to fill vital roles in their communities and in the City of New Orleans.

**IT IS ORDERED, ADJUDGED AND DECREED** that the Defendant, the City of New Orleans shall charge, and the Plaintiffs herein agree to pay the sum of Two Thousand Two Hundred Seventy One And 50/100 (\$2,271.50) Dollars to the City of New Orleans, or its designee, to compensate ten police officers at each second line parade, all in accordance with the provisions of the Municipal Code of the City of New Orleans Section 154-1658 and as reflected in NOPD's Social Aid and Pleasure Club Parade Staffing and Execution Guidelines. A "standard size second line parade" is defined in Attachment A hereto. Any parades larger than the standard size will pay for the services of additional officers as outlined in Attachment A hereto.

Any and all parades paying said sum for the services of said police officers shall agree to conduct said second line parades during a period of time not to exceed a total of five and one-half (5 ½) hours. The dispersal shall be conducted in such a manner as to provide for the safe departure of the parade organizers, club members, and any ancillary participants.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the City of New Orleans will not modify a Plaintiff's parade route in advance of the parade or during the parade without a compelling public safety justification.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the City of New Orleans will provide to the designated representative of the parade organization before said parade a list of those police officers known to be assigned to parade coverage.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that, within thirty (30) working days following the conclusion of the parade event, the City of New Orleans will provide to the designated representative of the parade organization an invoice listing names of the police

officers that provided parade coverage together with the hourly rate being billed for each such officer.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the City of New Orleans shall not require the posting of bond requirements set forth in La. R.S. 14:326(B) prior to the issuance of a parade permit.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that prior to any additional adjustments in pay rates for NOPD officers assigned to second line parades, the City will consult with Plaintiffs' counsel before filing a Motion to Modify or Amend the Consent Judgment consistent with Paragraph 486 of the Consent Decree in *USA v. City of New Orleans, USDC EDLA No. 12-CV-01924, Section E*.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the parties agree that specialized training is necessary for officers assigned to second line parades. The City will continue to make every effort to assign officers familiar with the second line culture through the Office of Police Secondary Employment ("OPSE") and will provide specialized training through the police academy to expand the pool of officers available for assignment to second line parades.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that this Amended Consent Judgment is based upon the provisions and limitations of the Municipal Code of the City of New Orleans existing at the time of the execution of this agreement and is consistent with the Consent Decree in *USA v. City of New Orleans, USDC EDLA No. 12-CV-01924*. All parties are free to seek amendment, revision or repeal of any municipal ordinances bearing upon this Consent Judgment.

New Orleans, Louisiana this 8th day of March, 2017.

  
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The Honorable Susie Morgan  
**UNITED STATES DISTRICT COURT JUDGE**

SUBMITTED BY:

*/s/Katie Schwartzmann*

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