



CITY OF NEW ORLEANS

DEPARTMENT OF CITY CIVIL SERVICE
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CITY CIVIL SERVICE COMMISSION
BRITTNEY RICHARDSON, CHAIRPERSON
JOHN KORN, VICE-CHAIRPERSON
CLIFTON J. MOORE
MARK SURPRENANT
RUTH WHITE DAVIS

Monday, February 14, 2022

AMY TREPAGNIER
DIRECTOR OF PERSONNEL

Mr. Eric Hessler
PANO 320 N. Carrollton Avenue #202
New Orleans, LA 70119

Re: **Rachel Harris VS.**
Department of Police
Docket Number: 9204

Dear Mr. Hessler:

Attached is the action of the Civil Service Commission at the Commission's meeting on Monday, 1/24/2022.

Yours very truly,

A handwritten signature in blue ink that reads "Doddie K. Smith".

Doddie K. Smith
Chief, Management Services Division

cc: Shaun Ferguson
Michael J. Laughlin
Rachel Harris
file

IN RE: Rachel Harris v. Department of Police

Docket No: 9204 - Civil Service Commission

ORDER

Before the Commission was a motion by the Parties for the Commission to approve a settlement agreement reached by the parties. Upon consideration, the Commission finds that Parties have reached an amicable resolution which is attached hereto. Therefore:

The Parties' motion is hereby GRANTED.


Judgment rendered this 24th day of January, 2022

CITY OF NEW ORLEANS CIVIL SERVICE COMMISSION

YEA


Brittney Richardson (Feb 12, 2022 11:33 EST)
BRITTNEY RICHARDSON, CHAIRPERSON


J. H. Korn (Feb 4, 2022 15:05 CST)
JOHN H. KORN, VICE-CHAIRMAN


Mark C. Surprenant (Feb 4, 2022 10:40 CST)
MARK SURPRENANT, COMMISSIONER

CITY OF NEW ORLEANS CIVIL SERVICE COMMISSION

STATE OF LOUISIANA

RACHEL HARRIS

VERSUS

NEW ORLEANS POLICE DEPARTMENT

CS NO. 9204

AGREEMENT

NOW COME the parties herein, the New Orleans Police Department (“NOPD”) and Appellant, Rachel Harris, through undersigned counsel, who represent that an agreement was reached resolving *Rachel Harris v New Orleans Police Department*, CS No. 9204 prior to completing the Civil Service hearing and submitting the matter to the Hearing Officer.

Factual Background:

NOPD issued an eighty-one (81) working day suspension to Officer Rachel Harris (“Harris”); including eighty (80) working days for unauthorized use of force incident in which Harris deployed her taser six (6) times while assisting her partner in making an arrest; and one (1) working day for failure to activate her body worn camera during the subject’s arrest. At the Civil Service hearing during the City’s case in chief, and prior to completion of the hearing or submission of the matter to the Hearing Officer, the parties reached an Agreement resolving the matter, which is confirmed by this written agreement.

Terms of Resolution:

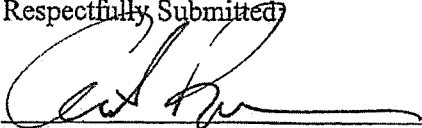
NOPD agreed to reduce the eighty (80) working day suspension to a fifty (50) working day suspension. NOPD agreed to reimburse Harris for the last thirty (30) working days of the suspension she served, however, NOPD will take an offset against that reimbursement, for any gross earnings Harris had during the last thirty (30) working days of the suspension, including but

not limited to gross interim earnings Harris received by performing military service. The one working day suspension for failure to activate her BWC per policy remain. Harris' eighty-one (81) working day suspension began on August 24, 2020, and ended on December 21, 2020, therefore, Harris will be reimbursed for the last 30 working days of suspension served, (11.6.20 thru and including 12.21.20), less the offset due NOPD for any gross interim earnings during this thirty (30) day period.

In response to NOPD's offer of resolution as stated herein, Harris agrees to withdraw her appeal. Additionally, Harris agrees to produce through her counsel, the requested gross interim earnings for the period of reimbursement, by responding to the subpoena duces tecum issued by NOPD and filed with Civil Service on January 13, 2022, in *Rachel Harris v NOPD*, CS 9204.

WHEREFORE the parties confirm their agreement to the foregoing terms of resolution as stated herein, by signature of counsel of record for the parties as identified below. This signed and clocked Agreement will be presented to the Commission for acknowledgment at its next meeting.

Respectfully Submitted



Elizabeth S. Robins, LSB #25224
Deputy City Attorney
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Telephone: (504) 658-9866
Counsel for NOPD

Date: 1.14.22



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Telephone: (504) 234-3738
Counsel for Rachel Harris

Date: 1/14/2022