



CITY OF NEW ORLEANS

DEPARTMENT OF CITY CIVIL SERVICE
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CITY CIVIL SERVICE COMMISSION
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JOHN H. KORN, VICE-CHAIRPERSON
MARK SURPRENANT
RUTH WHITE DAVIS
ANDREW MONTEVERDE

AMY TREPAGNIER
DIRECTOR OF PERSONNEL

Tuesday, April 23, 2024

Mr. Gary Ptak

Re: **Gary Ptak VS.**
Recreation Department
Docket Number: 9569

Dear Mr. Ptak:

Attached is the action of the Civil Service Commission at the Commission's meeting on Friday, 4/12/2024.

Yours very truly,

A handwritten signature in blue ink that reads "Stacie Joseph".

Stacie Joseph
Management Services Division

cc: Larry Barabino
William R. H. Goforth
file

An Equal Opportunity Employer

**CIVIL SERVICE COMMISSION
CITY OF NEW ORLEANS**

**GARY PTAK,
Appellant**

Docket No. 9569

v.

**RECREATION DEPARTMENT,
Appointing Authority**

ORDER

The Recreation Department moved for summary disposition of Mr. Ptak's appeal of his termination of employment as a Recreation Site Facilitator I on the basis that he has no right of appeal and he failed to state a whistleblower appeal. The Commission heard oral argument on this motion at its April 12, 2024, regular meeting. Mr. Ptak appeared *pro se*.

Civil Service Rule II, section 4.1 grants a right of appeal to "[r]egular employees in the classified service." A "regular employee" is "an employee who has been appointed to a position in the classified service in accordance with the Law and these Rules and who has completed the working test period." Mr. Ptak's one-year probationary period began on June 20, 2023, and he was terminated on February 27, 2024. Therefore, Mr. Ptak has no right to appeal his termination as a permanent employee. Mr. Ptak's disciplinary appeal under Rule II, section 4.1 is dismissed.

In the narrative attached to his appeal, Mr. Ptak stated that his termination was retaliatory in nature. During oral argument, Mr. Ptak stated that he was treated differently than other similarly situated African-American baseball coaches because of his race. He also alleged that a statement by the Director about a booster club for the youth baseball program at Larry Gilbert stadium was racial in nature. Based on these allegations, the Commission granted Mr. Ptak leave to file an

appeal on the appropriate discrimination form with all the information required by Civil Service Rule II, section 4.7. This appeal must be filed by April 26, 2024.

After Mr. Ptak files an appeal on the appropriate discrimination form, the Recreation Department may re-urge its motion for summary disposition.

J H Korn

J H Korn (Apr 22, 2024 21:32 CDT)

JOHN KORN, VICE-CHAIRPERSON

Mark C. Surprenant

Mark C. Surprenant (Apr 17, 2024 14:45 CDT)

MARK SURPRENANT, COMMISSIONER

Andrew Monteverde

Andrew Monteverde (Apr 17, 2024 15:53 CDT)

ANDREW MONTEVERDE, COMMISSIONER