



CITY OF NEW ORLEANS

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

AMY TREPAGNIER
DIRECTOR OF PERSONNEL

October 29, 2021

Mr. Donovan A. Livaccari
101 W. Robert E. Lee, Suite 402
New Orleans, LA 70124

Re: **Santos Aviles VS.
Department of Police
Docket Number: 9304**

Dear Mr. Livaccari:

Attached is the action of the Civil Service Commission at the Commission's meeting on Monday, 10/18/2021.

Sincerely,

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

Stacie Joseph
Management Services Division

cc: Shaun Ferguson
Tori Howze
Santos Aviles

file

IN RE: Santos Aviles v. Department of Police

Docket No: 9304 - 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 18th day of October, 2021

CITY OF NEW ORLEANS CIVIL SERVICE COMMISSION

YEA


[Brittney Richardson \(Oct 29, 2021 16:12 CDT\)](#)
BRITTNEY RICHARDSON, CHAIRPERSON


[J H Korn \(Oct 25, 2021 22:57 CDT\)](#)
JOHN KORN, COMMISSIONER


[Mark C. Surprenant \(Oct 25, 2021 18:50 EDT\)](#)
MARK SURPRENANT, COMMISSIONER


[Ruth Davis \(Oct 25, 2021 18:09 CDT\)](#)
RUTH WHITE DAVIS, COMMISSIONER

CITY OF NEW ORLEANS CIVIL SERVICE COMMISSION
STATE OF LOUISIANA

SANTOS AVILES

VERSUS

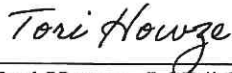
NEW ORLEANS POLICE DEPARTMENT
DOCKET NO. 9304

AGREEMENT


NOW COME the parties herein, Officer Santos Aviles, and the New Orleans Police Department (NOPD), through undersigned counsel, who represent that an agreement has been reached resolving the above captioned matter under PIB No. 2020-0334-P, prior to and in lieu of proceeding with the hearing set on October 12, 2021. Specifically, the NOPD will reduce the discipline of a one-day suspension to a letter of reprimand (LOR), for violation of NOPD Chapter 82.1 relative to report preparation, reimburse Officer Aviles for the one-day of suspension served, and correct his disciplinary record to note reduction in discipline. NOPD also agrees to rescind the one-day suspension issued to Officer Aviles related to his deactivation of his BWC, reimburse him for the one-day suspension served, and correct his disciplinary record to reflect the rescission of the one-day suspension related to use of the BWC. In response to the NOPD's offered terms of resolution as stated herein, Officer Aviles, through his counsel, agrees to withdraw his Civil Service appeal.

WHEREFORE, the parties confirm their agreement to these terms of resolution, as confirmed by the signature of their respective counsel below, and request this be presented to the Commission for acknowledgment at the next scheduled Commission meeting.

Respectfully Submitted:



Tori Howze, LSB# 36334
Elizabeth S. Robins, LSB# 25224



Donovan Livaccari, Esq., LSB# 29318
101 W. Robert E. Lee Blvd, Suite 402

1300 Perdido Street, Suite 5E03
New Orleans, LA 70112
Counsel for Dept. of Police

10-11-2021 (date)

New Orleans, LA 70124
Counsel for Officer Aviles

10-11-2021 (date)