

**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

Before the Court is a motion¹ filed by the United States of America ("United States"). The United States requests the Court to cancel the fifth public meeting in the Consent Decree Court Monitor ("Monitor") selection process. In the alternative, the United States seeks leave to reschedule the meeting from Tuesday, May 28, 2012, at 12:00 p.m. noon to **Friday, May 31, 2013, at 12:00 p.m. noon**. The City of New Orleans ("the City") does not oppose the motion insofar as the United States seeks leave to reschedule the Committee's fifth public meeting.² According to the United States, three Consent Decree Court Monitor Selection Committee ("Committee") members – two representing the United States and one representing the City – have other obligations that cannot be rescheduled without significant hardship.

Having considered the United States' motion, the Court finds that the United States has shown good cause to reschedule the Committee's fifth public meeting. The Court reminds the Parties to work together as expeditiously as possible to select the best candidate to serve as Monitor because the Court favors a collaborative process where

¹ R. Doc. 251.

² R. Doc. 253.

possible.

Accordingly,

IT IS ORDERED that the motion is **GRANTED IN THE ALTERNATIVE**.

IT IS FURTHER ORDERED that the fifth public meeting to select the Monitor is **RESCHEDULED to Friday, May 31, 2013, at 12:00 p.m. noon**. The meeting will be held in the Bienville Club Lounge at the Mercedes-Benz Superdome, 1500 Poydras Street, New Orleans, Louisiana 70112.

IT IS FURTHER ORDERED that, in the event the Parties are unable to agree on a Monitor, the Parties shall so inform the Court no later than **Friday, May 31, 2013, at 11:59 p.m.** The Court will then select the Monitor pursuant to paragraph 478 of the Consent Decree entered as a judgment of this Court on January 11, 2013.³

IT IS FURTHER ORDERED that, in the event the Parties are unable to agree on a Monitor, no later than **Friday, May 31, 2013, at 11:59 p.m.**, each party shall file a memorandum, not to exceed twenty pages excluding exhibits, setting forth its arguments in support of the party's respective choice. Each party shall also deliver a binder containing a hard copy of its memorandum and supporting exhibits to chambers of the undersigned no later than **Monday, June 3, 2013, at 9:00 a.m.** Each exhibit must be indexed, tabbed, and marked with its identifying CM/ECF document number stamp.

IT IS FURTHER ORDERED that the Parties shall post a copy of (1) this order and (2) the Court's forthcoming notice⁴ on the doors of the Bienville Club Lounge at the

³ R. Docs. 159 and 160.

⁴ The Court will issue a separate notice informing the public that the May 28, 2013 meeting has been rescheduled to Friday, May 31, 2013, at 12:00 p.m. noon.

Mercedes-Benz Superdome, 1500 Poydras Street, New Orleans, Louisiana 70112, no later than **Thursday, May 23, 2013, at 9:00 a.m.**

IT IS FURTHER ORDERED that the Parties shall publish a copy of (1) this order and (2) the Court's forthcoming notice on their respective websites no later than **Thursday, May 23, 2013, at 9:00 a.m.**

New Orleans, Louisiana, this 21st day of May, 2013.



SUSIE MORGAN
UNITED STATES DISTRICT JUDGE