

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

**UNITED STATES OF AMERICA** \* **CIVIL ACTION**  
\*  
**versus** \* **NO. 12-1924**  
\*  
**THE CITY OF NEW ORLEANS** \* **SECTION "E"**  
\*  
\* **MAGISTRATE DIVISION "2"**  
\*  
\*\*\*\*\*

**MOTION TO INTERVENE**

**NOW COME** Intervenors, Crescent City Lodge No. 2, Fraternal Order of Police, Incorporated, and Walter Powers, Jr. a Sergeant in the New Orleans Police Department, appearing herein individually and as President of Crescent City Lodge No. 2, Fraternal Order of Police, Incorporated, and pursuant to Federal Rule of Civil Procedure 24(a)(2) move to file the proposed Intervening Complaint in the captioned civil action in order to permit Intervenors to fully participate in the confection of any Consent Decree that may be entered into herein, as well as participate in its implementation, administration, oversight or enforcement, on behalf of the officers of the New Orleans Police Department for the reasons more fully set forth in the Memorandum attached hereto.

Pursuant to the attached Local Rule 7.6 Certificate, counsel for all parties have been contacted and have advised that they oppose this Motion.

Respectfully submitted:

/s/ C. Theodore Alpaugh, III

**C. THEODORE ALPAUGH, III, T.A. (#02430)**

**CLAUDE A. SCHLESINGER (#15042)**

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**Attorneys for Intervenors,**

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ORDER OF POLICE, INCORPORATED and  
WALTER POWERS, JR., INDIVIDUALLY AND  
AS PRESIDENT OF CRESCENT CITY LODGE  
NO. 2, FRATERNAL ORDER OF POLICE,  
INCORPORATED**

**CERTIFICATE OF SERVICE**

I do hereby certify that on this 6<sup>th</sup> day of August, 2012 I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing to all counsel of record.

/s/ C. Theodore Alpaugh, III

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