

MINUTE ENTRY
MORGAN, J.
February 20, 2013

**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"

A status conference was held on February 20, 2013, at 2:00 p.m., in open court and on the record, at the U.S. District Court for the Eastern District of Louisiana, 500 Poydras St., room C-414, New Orleans, Louisiana 70130, to discuss the Consent Decree Court Monitor Selection Committee (the "Committee").

Present: Richard F. Cortizas, Brian J. Capitelli, Erica N. Beck, Ralph Capitelli, and Sharonda Williams on behalf of Defendant, the City of New Orleans ("City");

Steve Parker (in person), and Christy Lopez, Emily Gunston, Jude Volek, and Roy Austin, Jr. (via telephone) on behalf of Plaintiff, the United States of America ("United States"); and

Edouard Quatrevaux, Inspector General of the City of New Orleans.

The City stated for the record that it reserved the arguments urged in its Motion to Stay and Motion to Vacate, and that it objected to participating in the status conference. The Court noted for the record that the City's participation in the status conference and in the Committee's deliberations for selecting a candidate for Monitor shall not constitute a waiver of any such arguments raised in the Motion to Stay or the Motion to Vacate. The

Court further informed the Parties that it will rule on the City's Motion to Vacate before the time would come for the City to sign a contract with the Consent Decree Court Monitor (the "Monitor").

The City also informed the Court that it wished to substitute Sharonda Williams ("Williams") to serve on the Committee as the designee of Norman Foster ("Foster"), Chief Financial Officer of the City of New Orleans. The United States had no objection. The Court instructed the City to file a motion to substitute Williams in place of Foster. **IT IS ORDERED** that the City shall file such motion no later than **Friday, February 22, 2013, at 5:00 p.m. CST.**

The City and the United States (together, the "Parties") selected **February 26, 2013**, as the date for the Committee's inaugural meeting. The meeting will begin at **9:00 a.m. CST** and will be held at the U.S. Attorney's Office for the Eastern District of Louisiana. At the meeting, the Committee shall (1) establish a timetable for selecting the Parties' candidate for the Monitor, whose name shall be submitted to the Court for the Court's approval by a joint motion filed on or before **April 11, 2013, at 9:00 a.m.**, and (2) establish the format the Committee will use to evaluate respondents' proposals. If the Committee is unable to establish a timetable for selecting the Parties' candidate and the format for evaluating proposals at the February 26, 2013 meeting, **IT IS ORDERED** that the Parties shall so inform the Court, by filing a joint pleading, no later than **Monday, March 4, 2013, at 9:00 a.m. CST.** Thereafter, the Court will establish the Committee's timetable and the format the Committee will use for evaluating proposals.

The United States informed the Court that it wished to send notice to all respondents who submitted proposals seeking information regarding: (1) whether any members of a

respondent's team, or the entire team, is no longer available to serve as Monitor if selected; (2) whether, given that the identities of the persons serving on the Committee have now been disclosed, any member of a respondent's team has a relationship with any Committee member; (3) whether a respondent wishes to withdraw its proposal from consideration; and (4) whether a respondent needs to inform the Committee of any other material changes to its proposal. The Court instructed the Parties to collaborate in drafting the language for such notice. **IT IS ORDERED** that the Parties shall distribute such notice to all respondents who submitted proposals no later than **Friday, February 22, 2013, at 5:00 p.m. CST.**

New Orleans, Louisiana, this 20th day of February , 2013.



SUSIE MORGAN
UNITED STATES DISTRICT JUDGE

JS10 (0:25)