



# CITY OF NEW ORLEANS

DEPARTMENT OF CITY CIVIL SERVICE  
SUITE 900 – 1340 POYDRAS ST.  
NEW ORLEANS LA 70112  
(504) 658-3500 FAX NO. (504) 658-3598

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

AMY TREPAGNIER  
DIRECTOR OF PERSONNEL

Monday, November 13, 2023

Mr. Donovan A. Livaccari

Re: **April Augustine VS.  
Department of Police  
Docket Number: 9471**

Dear Mr. Livaccari:

Attached is the action of the Civil Service Commission at the Commission's meeting on Monday, 11/13/2023.

Yours very truly,

A handwritten signature in blue ink that reads "Doddie K. Smith".

Doddie K. Smith  
Chief, Management Services Division

cc: Anne E. Kirkpatrick  
Arthur Williams  
April Augustine

file

**IN RE:        April Augustine v. Department of Police**

**Docket No: 9471    -   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 13<sup>th</sup> day of November, 2023

CITY OF NEW ORLEANS CIVIL SERVICE COMMISSION

YEA

  
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JOHN H. KORN, VICE-CHAIRPERSON

  
\_\_\_\_\_  
MARK SURPRENANT, COMMISSIONER

  
\_\_\_\_\_  
ANDREW MONTEVERDE, COMMISSIONER

CITY OF NEW ORLEANS CIVIL SERVICE COMMISSION  
STATE OF LOUISIANA

APRIL AUGUSTINE

VERSUS

DEPARTMENT OF POLICE

DOCKET NO. 9471

**AGREEMENT**

NOW COME the parties – Appellant, April Augustine, and the appointing authority, New Orleans Police Department (“NOPD”) – through undersigned counsel, who represent that they have agreed to resolve the above captioned matter prior to and in lieu of proceeding with the hearing scheduled for August 28, 2023, pursuant to Civil Service Rule II, Section 6.7.

Specifically, NOPD agrees to the following modifications to the disciplinary actions taken under PIB #2022-00017-R:

- the five-day suspension for violation 1, NOPD’s Rule 4, Performance of Duty, Paragraph 4(C)(6), Neglect of Duty, Instructions from an Authoritative Source, to wit NOPD Chapter 41.5: Vehicle Pursuits is reduced to a one-day suspension;
- the five-day suspension for violation 2, NOPD’s Rule 4, Performance of Duty, Paragraph 4(C)(6), Instructions from an Authoritative Source, to wit NOPD Chapter 41.5, Vehicle Pursuits, Paragraph 11, is reduced to a one-day suspension; and
- the letter of reprimand for violation 3, NOPD’s Rule 4, Performance of Duty, Paragraph 4(C)(6), Neglect of Duty, Instructions from an Authoritative Source, to wit NOPD Chapter 81.1: Communications Operations- Radio Communications, Paragraph 9 is rescinded.

Accordingly, the total suspension issued in connection with PIB #2022-0017-R will be reduced from ten (10) working days to two (2) working days. NOPD further agrees to reimburse Appellant for all back pay and emoluments due to Appellant as a result of the modification of discipline

described above. NOPD further agrees that Officer Augustine's personnel file and short form will be amended to reflect the withdrawal of discipline described in this Agreement.

In consideration of the foregoing agreements by the Appointing Authority, the Appellant agrees to and does hereby withdraw her appeal in the above-captioned matter.

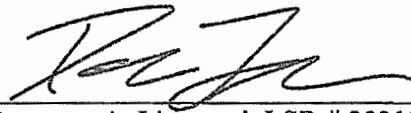
**WHEREFORE**, the parties, through their respective undersigned counsel, request that this Agreement reached prior to the scheduled evidentiary hearing be entered into the record and be presented to the New Orleans Civil Service Commission for acknowledgment at its next scheduled meeting.

Respectfully Submitted:



Arthur B. Williams, Jr. LSB# 38600  
1300 Perdido Street, Suite 5E03  
New Orleans, Louisiana 70112  
*Counsel for New Orleans Police Dept.*

Date: September 5, 2023



Donovan A. Livaccari, LSB # 29318  
101 W. Robert E. Lee, Suite 402  
New Orleans, Louisiana 70124  
*Counsel for Appellant, April Augustine*

Date: September 5, 2023