

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS

STATE OF LOUISIANA

NO. 81-11108

DIVISION "L"

SECTION (6)

NEW ORLEANS FIREFIGHTERS LOCAL NO. 632, ET AL.

VERSUS

THE CITY OF NEW ORLEANS, ET AL.

FILED: _____
DEPUTY CLERK

JUDGMENT

Considering the joint motion of the parties, the October 15, 2015 Agreed Settlement Terms, the December 8, 2015 Judgment, and the Cooperative Endeavor Agreement between and among the parties, it is hereby ORDERED, ADJUDGED, AND DECREED that:

1. The parties' Cooperative Endeavor Agreement ("CEA"), which the New Orleans City Council approved on January 12, 2017, is incorporated into this Judgment and incorporates by reference the parties' October 15, 2015 Agreed Settlement Terms. The CEA provides that if the Agreed Settlement Terms conflict, in whole or in part, with the CEA, the terms and conditions of the CEA will control, except as provided by law.

2. The September 4, 2015 Judgment entered in this matter is VACATED.

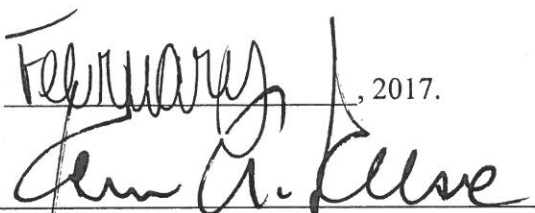
3. The parties will implement, where applicable, Sections 2, 3, and 4 of the December 8, 2015 Judgment, and Sections I.B.4 and I.B.5 of the CEA. Thus, the City will pay \$5 million, along with appropriate employment taxes, to the Robein Trust Account before March 1, 2017; and thereafter will make 11 annual payments of \$5 million, along with appropriate employment taxes, to the Robein Trust Account, beginning January 1, 2018. The Robein Trust Account shall disburse all settlement funds to the Longevity Class Members in this action on a pro-rata basis, according to the longevity and annual leave amounts specified in the 2014 Consent Judgment, with one percent of the settlement funds to be withheld for "absent" Class Members (disbursable thereafter to any such "absent" Class Members, and any remaining funds disbursable thereafter to the Class under supervision of the Court). The New Orleans Firefighters Pension and Relief Fund ("Fund") is authorized to serve as disbursing agent for the


distribution of the settlement funds. The City will be responsible for making any required employer tax payments for Medicare, while the Fund, as disbursing agent for the City, will effect any required employee tax withholdings.

4. The Class Action Common Recovery Fee of 20% awarded in the December 8, 2015 Judgment shall apply to the remaining payments of backpay amounts to be made by the City under the parties' settlement.


5. All claims asserted or that could have been asserted in this matter, including, but not limited to, all claims for longevity, pension, and unfunded DROP/PLOP, are hereby DISMISSED WITH PREJUDICE.

New Orleans, Louisiana, this 21st day of February, 2017.


HONORABLE KERN REESE
DISTRICT COURT JUDGE


COST PAID
Deputy Clerk


SHERIFF'S COSTS PAID
DEPUTY CLERK

A TRUE COPY

DEPUTY CLERK, CIVIL DISTRICT COURT
PARISH OF ORLEANS
STATE OF LOUISIANA