

The Supreme Court of the State of Louisiana

JIMMIE TURNER

No. 2021-C-00476

VS.

NEW ORLEANS POLICE DEPARTMENT

IN RE: New Orleans Police Department - Applicant Defendant; Applying For Writ Of Certiorari, , City Civil Service Commission Orleans Number(s) 8853, Court of Appeal, Fourth Circuit, Number(s) 2020-CA-0387;

June 29, 2021

Writ application granted. See per curiam.

SJC

JTG

WJC

JBM

PDG

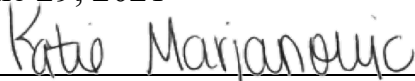
Weimer, C.J., would grant and docket.

Hughes, J., would deny.

Crichton, J., additionally concurs and assigns reasons.

Supreme Court of Louisiana

June 29, 2021



Chief Deputy Clerk of Court
For the Court

06/29/21

SUPREME COURT OF LOUISIANA

No. 2021-C-00476

JIMMIE TURNER

VS.

NEW ORLEANS POLICE DEPARTMENT

*On Writ of Certiorari to the Court of Appeal, Fourth Circuit,
Parish of Orleans*

PER CURIAM

Granted. The decision of the court of appeal is reversed and the ruling of the Civil Service Commission is reinstated. Based on the particular facts of this case, we find the Commission’s decision upholding Mr. Turner’s demotion was not arbitrary and capricious and did not constitute an abuse of discretion. *See Regis v. Dep’t of Police*, 13-1124 (La. 6/28/13), 121 So.3d 665 (per curiam); *Gant v. New Orleans Police Dep’t*, 19-0640, p. 14 (La.App. 4 Cir. 12/4/19), 286 So.3d 524, 533 (“under the arbitrary and capricious standard, [an appointing authority] need only advance a rational basis for its disciplinary decision”).

REVERSED; CIVIL SERVICE COMMISSION JUDGMENT REINSTATED