

# NEW ORLEANS FIRE FIGHTER'S PENSION AND RELIEF FUND

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**Martin Gaal**  
**Board President**

**Thomas F. Meagher, III**  
**Secretary-Treasurer**

**SUBJECT:**

**Board of Trustees Special Meeting**  
**Fire Fighter's Pension & Relief Fund**

**TIME, DATE AND PLACE:**

**November 7, 2016**  
**3520 General DeGaulle**  
**Suite 3001**  
**New Orleans, Louisiana 70130**

**The following members of the Board of Trustees were present: Martin Gaal, Thomas Meagher, Tim McConnell, and Nick Lavene. Derrick Muse, Angelo Marchese, and Norman Foster were absent.**

**A quorum being present, Board President Martin Gaal called the meeting to order at 9:05 a.m. after the Pledge of Allegiance and a moment of silence for fallen firefighters.**

**Also present,**  
**Louis Robein, Board Attorney**

## SEB and Alternative Interpretation matter

Mr. Robein provided members in attendance with copies of the recent decision rendered by Judge Giarrusso regarding the SEB and alternative interpretation matters. The specifics of the judgment were discussed. Mr. Robein noted the judgment is unclear on several issues including timing of application, impact on widows and QDROs, and members affected. Robein noted that the longevity lawsuit and several other decisions applied a 3 year statute of limitations when applying corrections like the alternative interpretation decision. He suggested that a request for a new trial has been made so that clarification of the decision can be determined.

Robein also noted that the Fund has 30 days to file for a suspensive appeal which would result

in a delay in implementing the judgment while the parties sought a decision from the appellate courts. He also noted that there was a 60 day time limit to file a devolutive appeal.

**MOTION: Moved by Meagher and seconded by Lavene to authorize the Fund attorney to file for a suspensive appeal at the appropriate time.**

**Motion passed with Meagher, Lavene and Gaal voting for the motion. McConnell voted against the motion.**

AIG/ Chartis matters

Robein noted that the City has not completed its obligation to complete its motion for dismissal of the reconventional demand as required by the CEA. Discussions with the City Attorney and outside counsel will continue.

APPROVED BY



DATE

12/14/16