

## **Agriculture Street Landfill Class Action Lawsuit Update**

**December 5, 2023**

***John Johnson, et al v. Orleans Parish School Board, et al***

**Civil District Court, No. 1993-14333, Division J-15**

On June 10, 2022, Civil District Court Judge D. Nicole Sheppard granted the Motion for Summary Judgment filed by Class Counsel (names listed below) for the more than 5,000 eligible members of the “John Johnson” Class. Her Judgment awards the Class a total amount of more than \$75 million.

The City of New Orleans and the Housing Authority of New Orleans appealed/objected to Judge Sheppard’s Judgment. The Louisiana 4<sup>th</sup> Circuit Court of Appeal issued its Judgment approving Judge Sheppard’s Judgment on May 31, 2023 – that is, the Court of Appeal said that Judge Sheppard’s \$75 million Judgment is correct.

Then the Housing Authority of New Orleans alone – the City did not join with them – appealed to the Louisiana Supreme Court. On December 5, 2023, the Louisiana Supreme Court ruled 6-1 that they are not going to hear HANO’s appeal. They rejected HANO’s appeal.

So Judge Sheppard’s \$75 million Judgment is now a final Judgment. But none of the defendants – the City, HANO, and the Orleans Parish School Board – have made any effort to pay the Judgment or even a part of the Judgment. At this time, we have no indication that any of these defendants will ever pay the Judgment, and, as we have reported to you before, under Louisiana law, we cannot force them to pay it.

If or when we have any news of the possibility of any payments, we will notify Class members by posting the announcement on our websites. Meanwhile, if you have moved, call the dedicated phone number 504-297-1215, and leave a message with your name and phone number. Someone will call you back to get your new address. Please do not call just for information – the litigation is now over and there is no new information at this time.

Thank you – Class Counsel

Suzette Bagneris

Joseph Bruno

Linda Harang

Stephen Murray

George Roux