

JAMES DARBY

*

NO. 2006-CA-0569

VERSUS

*

COURT OF APPEAL

**CITY OF NEW ORLEANS,
DEPARTMENT OF POLICE,
AND EDWIN COMPASS,
SUPERINTENDENT OF
POLICE**

*

FOURTH CIRCUIT

*

STATE OF LOUISIANA

*

*

MCKAY, J., DISSENTS

I respectfully dissent from the majority opinion and would reverse the trial court's judgment and remand this matter to the Civil Service Commission for adjudication.