

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

JANEICE LISA SYLVESTER, et al * **CIVIL ACTION 05-5527**
v. * **SECTION "K" (4)**
LAMBERT BOSSIERE, et al * **JUDGE DUVAL**
* * * * *

ORDER

All the parties herein met with the Judge on November 22, 2005 and have confected the following agreement:

1) The provisions of this order apply to all pending and future evictions in Orleans and Jefferson Parishes where tenants whereabouts are unknown and who were residing at the premises at issue on or before August 29, 2005 (hereinafter "Tenants").

All these provisions are taken in addition to the provisions of the La. Code of Civil Procedure for the protection of the rights of all parties to an eviction;

2) Non-FEMA defendants will contact FEMA with the name, address, and/or social security number of Tenants.

3) Defendants requests shall be made pursuant to 5 U.S.C. 552a(b)(11) and shall be accompanied by a computerized spreadsheet, database or similar electronic file containing the full name, social security number, and/or last known address, for each Tenant for whom an address is sought;

4) The requests shall state that the Tenant's addresses will only be used to provide notices of eviction proceedings pending against them in the court served by the requesting defendant;

5) The requests shall further state that the requesting defendants will protect the addresses of the Tenants in the same manner that the Privacy Act requires FEMA to

protect the addresses of the Disaster Assistance applicants and that the requesting defendants will comply with the requirements of 5 U.S.C. 552a.

6) The requests shall further state that the requesting defendants will not disclose the Tenants' addresses to any other entities, and shall not use the Tenants addresses for any purpose other than notifying the Tenants of eviction proceedings;

7) The requests shall further state that the requesting defendants shall maintain the list of Tenants' addresses received from FEMA under seal and that such addresses shall not be made available to the public and/or used in any documents filed or to be filed in a public record;

8) FEMA shall make all reasonable effort to provide to the requesting defendant the names and addresses of the Tenants from its database or with notice that no match was found within five (5) business days or as soon thereafter as practicable;

9) Once FEMA advises the requesting defendants of the most current address of Tenant, if known, or that they have no address for Tenant, defendants shall mail out notice of rule of possession to best address of Tenant. If FEMA reports that they have no address for Tenant, then defendants will mail out notice to the last known address;

10) The rule for possession will be set for hearing no less than forty-five (45) days from the day of mailing;

11) This agreement will remain in effect for one year from the date hereof, except any party to this proceeding may bring a motion with appropriate notice to all parties;

New Orleans, Louisiana, this 22nd day of November, 2005.



STANWOOD R. DUVAL, JR.
UNITED STATES DISTRICT COURT JUDGE