

# **Bond Case Briefs**

*Municipal Finance Law Since 1971*

---

## **IMMUNITY - NORTH CAROLINA**

### **Davis v. City of Greensboro, N.C.**

**United States Court of Appeals, Fourth Circuit - October 22, 2014 - F.3d - 2014 WL 5355566**

Current and retired city police officers and firefighters brought actions alleging that city's failure to pay them certain wages and benefits violated federal and state constitutions, Fair Labor Standards Act (FLSA), and state law. The District Court granted in part and denied in part city's motions to dismiss, and it appealed. Appeals were consolidated.

The Court of Appeals held that:

- District court's orders rejecting city's governmental immunity defense were subject to interlocutory review;
- Officers and firefighters were not required to provide preaudit certificates before bringing suit; and
- Officers and firefighters plausibly satisfied "reduced to writing" requirement of city's charter.