

Bond Case Briefs

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PENSIONS - LOUISIANA

Dunn v. City of Kenner

Supreme Court of Louisiana - January 27, 2016 - So.3d - 2016 WL 314761 - 2015-1175 (La. 1/27/16)

Firefighters brought class action lawsuit against city, seeking retroactive adjustments and corrections to city's pension contributions, as well as retroactive and forward pay adjustments. The District Court granted summary judgment in favor of city. Firefighters appealed. The Court of Appeal reversed in part, vacated in part, and rendered summary judgment in favor of firefighters. City petitioned for writ of certiorari, which was granted.

The Supreme Court of Louisiana held that:

- Educational incentive pay was earnable compensation;
- Educational incentive pay was not irregular and nonrecurring;
- Seniority incentive pay was earnable compensation;
- Seniority incentive pay was not irregular and nonrecurring;
- Holiday pay was earnable compensation;
- Holiday pay was not irregular and nonrecurring;
- Acting pay was earnable compensation; and
- Acting pay was not irregular and nonrecurring.