

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS

STATE OF LOUISIANA

NO. DIVISION " " DOCKET

6:00 A.M. CITY OF NEW ORLEANS

FILED: August 31, 2008 Richard J. Lassalle
DEPUTY CLERK

MAYORAL PROCLAMATION
OF MANDATORY CURFEW
DURING STATE OF EMERGENCY

WHEREAS, on the 29th day of August, in anticipation of the landfall of Hurricane Gustav I, C. Ray Nagin, Mayor and Chief Executive Officer of the City of New Orleans and Parish of Orleans, did issue a Proclamation and Declaration of Hurricane Emergency, and thereafter having assessed the potential impact and devastation to life and property thereby, issued a Promulgation of Emergency Order requiring a mandatory evacuation; and,

WHEREAS, in the anticipation and preparation of the passage of Hurricane Gustav through the City of New Orleans; and,

WHEREAS, under the emergency powers granted to me under Louisiana Revised Statute, Title 29 Section 737, I have limited the ingress into and occupancy of premises within the areas affected by the current emergency; and,

WHEREAS, first responders and other law enforcement personnel are engaged in emergency operations; and,

WHEREAS, major portions of the City of New Orleans are anticipated to have no sources of electricity, potable water or sanitary services including sewage and garbage services; and

WHEREAS, certain specified areas of the City of New Orleans will be made accessible for re-entry by owners of businesses and residences at limited times and on a limited basis; and,

WHEREAS, the City of New Orleans has a compelling interest in protecting the public health, safety and welfare of citizens, relief workers and other persons and property within its borders during this state of emergency;

NOW THEREFORE, I, as Mayor and Chief Executive Officer of the City of New Orleans and the Parish of Orleans, do by these presents declare that, having proclaimed that a disaster and state of emergency exist in accordance with Louisiana Revised Statute Title 29 Section 723 and

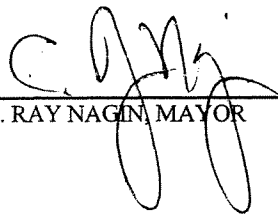
727, et al., and that, due to the above-recited circumstances, pursuant to Louisiana Revised Statute, Title 29 Section 727(F)(7), there shall be a curfew for all citizens other than emergency and relief workers within the City of New Orleans and the Parish of Orleans from dusk (8:00 o'clock p.m.) until dawn (6:00 o'clock a.m. each and every night until such time as this Order is rescinded.

I DO FURTHER PROCLAIM that, under those same powers, I reiterate and restate the mandatory and involuntary evacuation orders previously issued by my proclamation, for the duration of the present emergency originally declared by me on August 29, 2008, including for the duration of any renewals or extensions proclaimed under that Proclamation of Declaration of Hurricane Emergency except as provided herein.

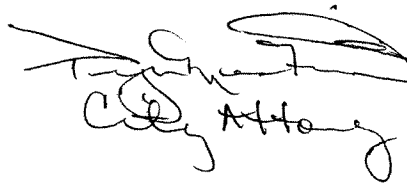
I DO FURTHER PROCLAIM, that ingress, egress or occupancy shall be limited by designated areas as published and promulgated in the most expeditious and effective means reasonably available and that persons availing themselves of the opportunity to enter the City shall be subject to the strict limitations of those public notices. Persons attempting ingress, egress or occupancy in any manner other than as published and promulgated by this Office shall be in violation of this Order and shall subject the individual violator to arrest under Louisiana Revised Statute Title 29 Section 724(E).

The City Attorney is directed to file this Proclamation promptly in the Office of the Clerk of Court, as soon as is reasonably possible under the circumstances.

IN WITNESS wherefore I have fixed my hand and the seal of the City of New Orleans hereto this 31st day of August.



C. RAY NAGIN, MAYOR



City Attorney