

**REPORT OF THE RESULTS OF THE BOARD OF EDUCATION'S REVIEW OF
THE DECEMBER 18, 2001 HEARING TRANSCRIPT AND RECORD
REGARDING THE CHARGES PREFERRED AGAINST
TERESA TOLBERT, A SCHOOL CLERK ASSIGNED TO DELANO SCHOOL**

TO THE BOARD OF EDUCATION OF THE CITY OF CHICAGO:

THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING ACTION:

That the results of the Board of Education's review of the December 18, 2001 hearing transcript and record regarding the charges preferred against Teresa Tolbert be reported. Accordingly, the February 27, 2002 dismissal of Teresa Tolbert shall be affirmed.

DESCRIPTION:

Teresa Tolbert, former School Clerk assigned to Delano Elementary School filed a writ of certiorari with the Circuit Court of the County of Cook Chancery Division, *Teresa Tolbert v. Board of Education of the City of Chicago, et al.*, 02 CH 6798, before the Honorable Peter Flynn, challenging the Board of Education of the City of Chicago's decision on February 27, 2002, to discharge her for being absent without an approved leave of absence.

On April 28, 2003, Judge Flynn ordered the Board to set aside and review its decision to discharge Tolbert since the record was unclear as to whether the Board chose to discharge Tolbert based solely on her repeated or flagrant absenteeism without obtaining an approved leave of absence, or on other grounds. Judge Flynn remanded this case to the Board for clarification. Thereafter, the Board of Education reviewed the transcript of proceedings and determined that it would affirm its decision to terminate Teresa Tolbert for the reasons stated in the Opinion and Order issued by the Board. Accordingly, the February 27, 2002 dismissal of Teresa Tolbert is hereby affirmed.

LSC REVIEW:

LSC Review is not applicable to this report.

AFFIRMATIVE

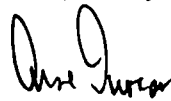
ACTION STATUS:

None.

FINANCIAL:

None.

Respectfully submitted,



Arne Duncan
Chief Executive Officer

Approved as to legal form:



Ruth M. Moscovitch
General Counsel

