

**REPORT OF THE RESULTS OF THE BOARD OF EDUCATION'S REVIEW OF
THE FINDINGS OF FACT AND RECOMMENDATION OF THE
HEARING OFFICER REGARDING THE CHARGES PREFERRED AGAINST
HOI HUYNH, A TEACHER ASSIGNED TO CLEMENTE HIGH 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 findings of fact and recommendation of the Hearing Officer regarding the charges preferred against Hoi Huynh be reported. Accordingly, Hoi Huynh should be dismissed/~~retained~~ as a teacher employed by the Board of Education.

DESCRIPTION:

Pursuant to Section 34-85 of the School Code of Illinois, 105 ILCS 5/34-85, a teacher with contractual continued service status whom the Board seeks to dismiss from employment is entitled to a hearing before an impartial hearing officer appointed by the Illinois State Board of Education. After the close of the hearing, the hearing officer shall report to the Chief Executive Officer findings of fact and a recommendation as to whether or not the teacher shall be dismissed from the Board of Education's employ. The Board of Education, after receiving the hearing officer's findings of fact and recommendation, shall make a decision as to whether the teacher shall be dismissed/~~retained~~ from the Board of Education's employ.

On September 25, 2003, Julius Menacker, a hearing officer appointed by the Illinois State Board of Education, issued his report and recommendation that Hoi Huynh be terminated by the Board of Education. Thereafter, the Board of Education reviewed the transcript of proceedings and post-hearing brief, along with the recommendation of the hearing officer, and statements from the parties, and determined that it would adopt the hearing officer's findings of fact and recommendation/~~reject the hearing officer's findings of fact and recommendation~~. Accordingly, Hoi Huynh is hereby dismissed/~~retained~~ as a teacher employed by the Board of Education.

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