

April 28, 2004

04-0428-AR3

**AMEND BOARD REPORT 04-0324-AR5  
AUTHORIZE CONTINUED RETENTION OF THE LAW FIRM  
KANE CARBONARA & MENDOZA, LTD.**

**THE GENERAL COUNSEL REPORTS THE FOLLOWING DECISION:**

Continued retention of the law firm Kane Carbonara & Mendoza, Ltd.

**DESCRIPTION:** The law firm Kane Carbonara & Mendoza was previously retained to represent the Board in Della Coleman, as Special Administrator of the Estate of Derrick Spencer v. Board of Education, Case No. 02 L 7582. Final payment for the firm's fees is requested in the amount of ~~\$4,400.00~~ 18,260.00.

**LSC REVIEW:** LSC approval is not applicable to this report.

**AFFIRMATIVE ACTION STATUS:** None.

**FINANCIAL:** Charge ~~\$4,400.00~~ 18,260.00 to Law Department - Legal and Supportive Services - Professional Services:  
Budget Classification Fiscal Year 2004 ..... 0014-210-000-1011-5410

**GENERAL CONDITIONS:**

Inspector General - Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.


Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board Members during the one year period following expiration or other termination of their terms of office.

Indebtedness - The Board's Indebtedness Policy adopted July 26, 1995, (95-0726-EX3), as amended from time to time, is hereby incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted September 27, 1995, (95-0927-RU3), as amended from time to time, is hereby incorporated into and made a part of the agreement.

Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved,

  
RUTH M. MOSCOVITCH  
General Counsel

Within Appropriation:

  
JOHN MAIORCA  
Chief Financial Officer