

**AUTHORIZE PAYMENT OF ATTORNEY'S FEES IN THE MATTER OF  
MALDONADO V. ILLINOIS STATE BOARD OF EDUCATION, CASE NO. 01 C 7757**

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

To authorize funds to pay attorney's fees in the amount of \$75,000 to the law firm of Monahan & Cohen for costs associated with litigating Maldonado v. Illinois State Board of Education, case no. 01 C 7757.

**DESCRIPTION:** Plaintiff filed a complaint in the Northern District of Illinois contesting a due process hearing decision regarding the Chicago Public Schools' evaluation of her son for special education services and his suspensions from school. Counsel was appointed by the Court, and the Court determined that counsel was entitled to interim fees pursuant to the Individuals with Disabilities Education Act (IDEA).

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

**AFFIRMATIVE ACTION STATUS:** None.

**FINANCIAL:** Charge \$75,000.00 to Law Department – Litigated Tort Claims  
Budget Classification Fiscal year 2004.....0963-215-000-7062-5490

**GENERAL CONDITIONS:**



Inspector General – Each party to the agreement shall acknowledge, in accordance with 105 ILCS 5/24-13.1, 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 restrict 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 incorporate din to 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