

February 25, 2009

**APPROVE PAYMENT OF PROPOSED SETTLEMENT OF FEE DEMAND IN
A.H. v. CITY OF CHICAGO SCHOOL DISTRICT 299 (Case No. 2008-0047)**

THE GENERAL COUNSEL REPORTS THE FOLLOWING PROPOSED SETTLEMENT:

DESCRIPTION: Pursuant to the settlement agreement tentatively reached in Case No. 2008-0047, A.H. v. City of Chicago School District 299, the parties have reached a settlement, subject to Board approval, disposing of all attorneys' fees and costs associated with underlying due process claims. The General Counsel recommends approval of the settlement, which calls for the payment of ninety-three thousand dollars (\$93,000.00) for payment of all attorneys' fees and costs.

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

AFFIRMATIVE ACTION STATUS: Affirmative Action review is not applicable to this report.

FINANCIAL: Charge \$93,000.00 as described above to Law Department
Budget Classification Fiscal Year 2009..... 12470-210-54530-231112-000000

AUTHORIZATION: Authorize the General Counsel to execute the Settlement Agreement(s), and all ancillary documents related thereto.

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 member during the one year period following expiration or other termination of their terms of office.

Indebtedness – The Board's Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics – The Board's Ethics Code adopted June 23, 2004 (04-0623-PO4), as amended from time to time, shall be 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,



PATRICK J. ROCKS
General Counsel

Within Appropriation:


PEDRO MARTINEZ
Chief Financial Officer