

DEBARMENT OF JOHN PAPIESE AND ADVANCED LEARNING SYSTEMS

THE CHIEF ADMINISTRATIVE OFFICER REPORTS THE FOLLOWING RECOMMENDATION:

That the Board of Education of the City of Chicago ("Board") fully and permanently debar John Papiese and Advanced Learning Systems from doing any business with the Board.

On February 9, 2009, the Board's Chief Purchasing Officer filed and served a Notice of Proposed Debarment ("Notice"), initiating a debarment proceeding against John Papiese ("Papiese") and Advanced Learning Systems ("ALS"), which asserted, among other things, that Papiese and/or ALS used ALS's vendor number and/or the vendor names and numbers of others to submit quotes, obtain purchase orders, and submit invoices for the sale of biddable items to the Board outside the bidding process. The Notice also alleged that Papiese and/or ALS paid others for the use of their names and vendor numbers to submit quotes and invoices for transactions in which Papiese and/or ALS was the actual seller of goods and/or services to the Board and facilitated unqualified individuals to become Board vendors for Papiese's own benefit. Papiese and ALS received their copies of the Notice on February 23, 2009. The conduct of Papiese and ALS was so egregious that the Notice sought to fully and permanently debar Papiese and ALS.

Section 4.5(d) of the Debarment Policy requires a vendor to submit a written, verified Answer to a Notice of Debarment within 28 days after receipt of the Notice, and provides that if a vendor fails to timely file an Answer, all the allegations set forth in the Notice "shall be deemed to be admitted." Section 5.2 of the Debarment Policy states that "[w]hen a vendor fails to timely submit an Answer . . . the [Chief Administrative Officer] may recommend the Board debar the vendor on the basis of such admissions." As of April 28, 2009—64 days after the Notice of Debarment was served on Papiese and ALS—neither has filed an Answer to the Notice, and neither has sought an extension of time to do so.

Based on their admissions of the matters alleged in the Notice of Proposed Debarment, the Chief Administrative Officer recommends that the Board fully and permanently debar Papiese and ALS from doing any business with the Board.

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

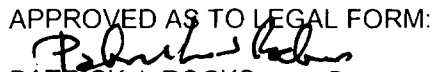

AFFIRMATIVE ACTION STATUS: Affirmative Action review is not applicable to this report.


FINANCIAL: None.

GENERAL CONDITIONS: None.

APPROVED:

HILL HAMMOCK
Chief Administrative Officer

APPROVED AS TO LEGAL FORM:

PATRICK J. ROCKS
General Counsel 

WITHIN APPROPRIATION:

PEDRO MARTINEZ
Chief Financial Officer