

**RESOLUTION BY THE BOARD OF EDUCATION OF THE CITY OF CHICAGO
REGARDING THE DISMISSAL OF KATHLEEN KINSELLA, TENURED TEACHER,
ASSIGNED TO RAY ELEMENTARY SCHOOL**

WHEREAS, pursuant to Section 34-85 of the Illinois School Code, 105 ICS 5/34-85, a hearing was conducted before an impartial hearing officer, Vicki Peterson Cohen, appointed by the Illinois State Board of Education; and

WHEREAS, after the conclusion of the dismissal hearing afforded to Kathleen Kinsella, the Hearing Officer made written findings of fact and conclusions of law, and recommended the discharge of Ms. Kinsella; and

WHEREAS, the Board of Education of the City of Chicago has reviewed the post-hearing briefs and hearing transcript and exhibits ("record"), along with the findings of fact, conclusions of law, and recommendation of Hearing Officer Cohen regarding the dismissal charges preferred against Kathleen Kinsella; and

WHEREAS, the parties were given an opportunity to submit exceptions and a memorandum of law in support of or in opposition to the Board's adoption of Hearing Officer Cohen's recommendation; and

WHEREAS, the Board of Education of the City of Chicago partially accepts the factual findings of the hearing office but it rejects the conclusions of the hearing officer, and concludes that the record establishes facts that constitute cause for dismissal of Ms. Kinsella.

NOW THEREFORE, be it resolved by the Board of Education of the City of Chicago, as follows:

Section 1: After considering (a) the Hearing Officer's findings of fact, conclusions of law and recommendation, (b) the record of the dismissal hearing, and (c) any exceptions and memoranda of law submitted by the parties, the Board of Education of the City of Chicago accepts in part and rejects in part the Hearing Officer's findings of fact and legal conclusions, as detailed in an attached Appendix and Order adopted under separate cover.

Section 2: Kathleen Kinsella is hereby dismissed from her employment with the Board of Education of the City of Chicago effective July 24, 2013, for the reasons stated in the attached Appendix and the Opinion and Order.

Section 3: This Resolution shall take full force and effect upon its adoption.

THEREFORE, this Resolution is hereby adopted by the members of the Board of Education of the City of Chicago on July 24, 2013.