

December 7, 2016

**APPROVE SETTLEMENT RECOMMENDATION IN  
TULLY V. BOARD OF EDUCATION OF THE CITY OF CHICAGO, CASE NO. 14-CV-4434**

**GENERAL COUNSEL REPORTS THE FOLLOWING SETTLEMENT:**

**DESCRIPTION:** Subject to Board approval, a tentative settlement has been reached in connection with a lawsuit filed by Ana Tully in the United States District Court for the Northern District of Illinois, Eastern Division. The settlement would dispose of all claims, attorneys' fees and costs associated with the underlying lawsuit. The General Counsel recommends approval of the settlement, which calls for the payment of \$135,000 (one hundred thirty five thousand dollars and zero cents) for all of Tully's claims, including attorneys' fees and costs. The settlement proceeds will be allocated between Plaintiff and her counsel. Plaintiff's portion of the settlement proceeds will be paid out as back pay, less all applicable payroll deductions (including federal and state income tax payroll withholding deductions, Medicare deductions, and employee pension contributions), and the Board's pension contribution. The remainder of the settlement proceeds will be paid out as attorneys' fees for her counsel. The Board's total payout will not exceed \$135,000.00.

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

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

**FINANCIAL:** Charge \$135,000.00 to Law Department  
Budget Classification Fiscal Year 2017.....12470-115-54530-231122-000000

**AUTHORIZATION:** Authorize the General Counsel to execute the Settlement Agreement and all ancillary documents related thereto.

**GENERAL CONDITIONS:**

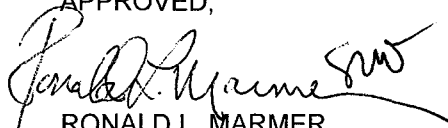
*Inspector General - Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1 the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel 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 members 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-P03), as amended from time to time, shall be incorporated into and made a part of the agreement.*

*Ethics - The Board's Ethics Code adopted May 25, 2011 (11-0525-P02), 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 appropriate in the subsequent fiscal year budget(s).*

APPROVED,  
  
RONALD L. MARMER  
General Counsel