

February 28, 2018

**APPROVE SETTLEMENT RECOMMENDATION IN
KUGLER V. BOARD OF EDUCATION OF THE CITY OF CHICAGO
(CASE NO. 16-CV-8305)**

THE ACTING GENERAL COUNSEL REPORTS THE FOLLOWING SETTLEMENT:

DESCRIPTION: Law Department attorneys have tentatively reached a settlement, subject to Board approval, in connection with a lawsuit filed by John Kugler 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 Acting General Counsel recommends approval of the settlement, which calls for the payment of a total of \$86,140 (eighty six thousand one hundred and forty dollars and zero cents) for all of Kugler's claims, including attorneys' fees and costs. The settlement proceeds will be allocated solely to Plaintiff's counsel as compensation for fees and costs incurred during the litigation, with none of the settlement proceeds to be paid to Mr. Kugler.

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

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

FINANCIAL: Charge \$86,140.00 to Law Department
Budget Classification Fiscal Year 2018.....12470-115

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,


DOUGLAS A. HENNING
Acting General Counsel 