

April 28, 2021

**AUTHORIZE RETENTION OF THE LAW FIRM
WAGSTAFF & CARTMELL, LLP**

THE GENERAL COUNSEL REPORTS THE FOLLOWING DECISION:

Retention of the law firm Wagstaff & Cartmell, LLP.

DESCRIPTION: The General Counsel has retained the law firm Wagstaff & Cartmell, LLP to assist the Board in affirmative litigation against companies that manufacture and distribute vaping devices and supplies. Authorization for the firm's services will be on a contingency fee basis. As invoices are received, they will be reviewed by the General Counsel and, if satisfactory, processed for payment.

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

AFFIRMATIVE ACTION STATUS: None.

FINANCIAL: Fees will be on a contingency fee basis Charge to Law Department - Professional Services:
Budget Classification Fiscal Year 2021.....10210-115

GENERAL CONDITIONS:

Inspector General – 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 non-privileged information 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-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 May 25, 2011 (11-0525-PO2), 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,

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Joseph T. Moriarty
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JOSEPH T. MORIARTY
General Counsel