

June 23, 2021

**AUTHORIZE CONTINUED RETENTION OF VARIOUS OUTSIDE COUNSEL LAW FIRMS  
FOR AFFIRMATIVE LITIGATION ON A CONTINGENCY FEE BASIS**

**THE GENERAL COUNSEL REPORTS THE FOLLOWING DECISION:**

Continued retention of various outside counsel law firms for Fiscal Year 2022.

**DESCRIPTION:** The General Counsel has continued the retention of various outside counsel law firms (see attached list of firms) to represent the Board of education in bringing claims on behalf of the Board of Education. The terms of retention for these firms is either strictly a contingency fee or a combined contingency and other fee basis. A separate report includes the separate fee.

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

**AFFIRMATIVE ACTION STATUS:** None.

**FINANCIAL:** None.

**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-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,

DocuSigned by:

*Joseph T. Moriarty*

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JOSEPH T. MORIARTY  
General Counsel

**ATTACHMENT**

**OUTSIDE COUNSEL LAW FIRMS FOR AFFIRMATIVE LITIGATION/CONTINGENCY FEE**

<b>Firm/Practitioner</b>	<b>Terms of Engagement</b>
1. Nielsen, Zehe & Antas, P.C.	Contingency as set forth in Board Report #20-1216-AR5 (Note: Includes non-contingency terms)
2. Hughes, Socol, Piers	Contingency terms set forth in Board Report #19-0828-AR2
3. Linebarger, Goggan Blair & Sampson, LLP	Contingency terms set forth in Board Report #20-0122-AR4
4. Schochor, Federico and Staton, P.A	Contingency terms set forth in Board Report #21-0424-AR3
5. Wagstaff & Cartmell, LLP	Contingency terms set forth in Board Report #21-0424-AR4