

**APPROVE PAYMENT OF PROPOSED SETTLEMENT REGARDING A.L.**

**THE GENERAL COUNSEL REPORTS THE FOLLOWING SETTLEMENT:**

**DESCRIPTION:** Subject to Board approval, the Board and Parent of A.L., individually and as next friend of A.L., have reached a proposed settlement, disposing of all of A.L.'s Parent's claims for compensatory and other services, attorney's fees, and costs associated with the complaints alleging breach of a 2018 settlement agreement, FAPE denials, and nursing violations under Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act, first submitted to the District by the Parent's attorney on July 28, 2021 and consolidated with nursing claims the Parent had previously brought in the Nursing Class Action. The General Counsel recommends approval of the proposed settlement, which includes the reimbursement of five thousand dollars (\$5,000.00) to the Parent in compensatory education funding; fifty thousand dollars (\$50,000.00) in compensatory damages for breach of settlement agreement and past and ongoing nursing claims (i.e., \$40,000.00 to the Parent on behalf of A.L. and \$10,000.00 to the Parent). The Board's total payout will not exceed \$55,000.00.

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

**AFFIRMATIVE ACTION STATUS:** None.

**FINANCIAL:** Charge no more than \$50,000.00 FY23 for compensatory education, breach of settlement agreement and Nursing Class Action; charge no more than \$5,000 in FY24 for compensatory education as described above to the Law Department.

Budget Classification Fiscal Year 2023.....12470-114  
Budget Classification Fiscal Year 2024.....12470-114

**AUTHORIZATION:** Authorize the General Counsel to execute the proposed 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-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*  
571EC59C33144C5...  
JOSEPH T. MORIARTY  
General Counsel