

JANUARY 22, 2003
00-2003

AUTHORIZE CONTINUED RETENTION OF THE LAW FIRM
ROOKS, PITTS AND POUST

COUNSEL REPORTS THE FOLLOWING DECISION:

THE GENERAL

Continued retention of the law firm Rooks, Pitts and Poust.

DESCRIPTION: The law firm Rooks, Pitts and Poust has been retained by the General Counsel to represent defendants in the litigation captioned Jane Doe v. Board, et al., #01 L 03738, now pending in the Circuit Court of Cook County, Illinois. The Board is seeking a preliminary injunction to prevent the Board from terminating the employment of the one employee named in the complaint. The Board is requesting the court to determine the validity of the Board's termination of employment of this individual. The Board is also seeking injunctive relief requiring the Board to arbitrate its dispute with the plaintiff. The Board has agreed to pay the legal expenses of the law firm Rooks, Pitts and Poust. The Board is requesting payment of the fee of \$35,000. The Board is requesting that the Board's legal expenses be paid by the Board. The Board is requesting payment of the fee of \$35,000. As invoices are received, they will be reviewed by the General Counsel and, if satisfactory, processed for payment.

VIEW: LSC approval is not applicable to this report.

LSC RE

ADVISORY ACTION STATUS: None.

AFFIRM

CHARGE: Charge \$35,000.00 to Law Department - Legal and Supportive Services - Professional Services.
0014-210-000-1011-5410
BUDGET CLASSIFICATION: Budget Classification Fiscal Year 2003.

FINANC

GENERAL CONDITIONS:

1. the Inspector General - Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and/or hearings into the Board's actions and conduct of its members and employees.

2. The Board's budget shall not be legally binding on the Board if it contradicts section 8 of the provisions of LOS 5/34-2118 which restricts the employment of or the letting of contracts to former Board members during the one-year period following expiration of their term of office.

3. The Board's Indebtedness Policy adopted July 26, 1995, (95-0726-EX3), as amended from time to time,

Indebtedness - The Board's Indebtedness Policy

4. Ethics - The Board's Ethics Code adopted September 27, 1995, (95-0927-RJ3), as amended from time to time, hereby incorporated into and made a part of the agreement.

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5. 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

Approved,

Marilyn F. Johnson
MARIYN F. JOHNSON
General Counsel

Within Appropriation:
Marilyn F. Johnson