

May 22, 2002

**RATIFY RETENTION OF EMPLOYMENT RESEARCH CORPORATION**

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

Ratify the retention of Employment Research Corporation.

**DESCRIPTION:** Ratification is requested for the retention of Employment Research Corporation. The General Counsel has retained the services of the Employment Research Corporation to provide complex statistical analysis for use in an age discrimination lawsuit set for trial this summer. The services provided, and to be provided, consist of the following: 1) reviewing the statistical report from the plaintiff's expert and responding to that report in writing; 2) being deposed by the plaintiff's attorney on this issue; 3) assisting the Law Department in preparing for its deposition of the plaintiff's expert; and 4) being prepared to testify at trial in this matter.

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

**AFFIRMATIVE ACTION STATUS:** Not applicable

**FINANCIAL:** Charge \$45,000 to Law Department - General Education Fund - Legal and Supportive Services Professional Services:  
Budget Classification Fiscal Year 2002 . . . . . 0014-210-000-1011-5410

**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.

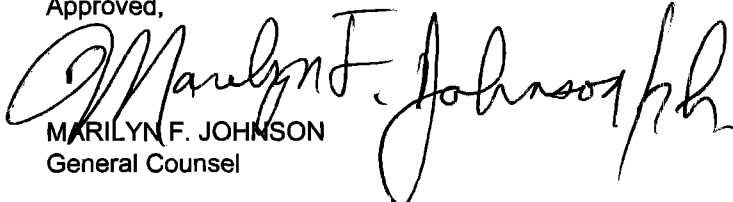
Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board Members during the one year period following expiration or other termination of their terms of office.

Indebtedness - The Board's indebtedness Policy adopted July 26, 1995, (95-0726-EX3), as amended from time to time, is hereby incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted September 27, 1995, (95-0927-RU3), as amended from time to time, is hereby 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,

  
MARILYN F. JOHNSON  
General Counsel

Within Appropriation:

  
KENNETH C. GOTSCH  
Chief Fiscal Officer