

**AUTHORIZE CONTINUED RETENTION OF THE LAW FIRM
FLYNN & JONES**

THE GENERAL COUNSEL REPORTS THE FOLLOWING DECISION:

Retention of the law firm Flynn & Jones.

DESCRIPTION: The law firm Flynn & Jones has been retained to represent an employee who has been named individually as a defendant in the matter captioned Brogan v. Board, et. al., now pending in the U.S. District Court. The firm and its principal, Terence Flynn have the requisite expertise in civil rights litigation to undertake representation of the named individual. Discovery in this matter has concluded and it is anticipated that the Board will pursue dismissal by filing a motion for summary judgment. Additional authorization for the firm's fees is requested in the amount of \$30,000.00. As invoices are submitted, 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: Charge \$30,000.00 to Law Department - Legal and Supportive Services - Professional Services:
Budget Classification Fiscal Year 2003 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