

July 28, 2004

**REPORT OF THE RESULTS OF THE BOARD'S REVIEW OF THE FINDINGS OF FACT AND
RECOMMENDATION OF THE HEARING OFFICER REGARDING THE CHARGES
PREFERRED AGAINST KAY MARCHIONI, TEACHER ASSIGNED TO
PECK ELEMENTARY SCHOOL**

TO THE CHICAGO BOARD OF EDUCATION:

THE CHIEF EXECUTIVE OFFICER RECOMMENDS THE FOLLOWING ACTION:

That the results of the Board's review of findings of fact and recommendation of the Hearing Officer regarding the charges preferred against Kay Marchioni be reported. Accordingly, Kay Marchioni should be dismissed/~~retained~~ as a teacher employed by the Chicago Board of Education.

DESCRIPTION: Pursuant to Section 34-85 of the Illinois School Code, 105 ILCS 5/34-85, a tenured teacher is entitled to a hearing before an impartial hearing officer appointed by the Illinois State Board of Education. After the close of the hearing, the hearing officer shall report to the Chief Executive Officer findings of fact and a recommendation as to whether or not the teacher shall be dismissed from the Chicago Board of Education's employ. The Chicago Board of Education, after receiving the hearing officer's findings of fact and recommendation, shall make a decision as to whether the teacher shall be dismissed from its employ.

On June 11 and 18, 2004, George Larney, a hearing officer appointed by the Illinois State Board of Education, issued his two-part report and recommendation recommending that Kay Marchioni be dismissed by the Chicago Board of Education. Thereafter, the members of the Chicago Board of Education reviewed the transcript of the proceedings, including exhibits and post-hearing briefs, along with the recommendation of the hearing officer and statements from the parties, and determined, that it would ~~reject~~ adopt the hearing officer's findings of fact and conclusions of law, and ~~reject~~ accept his recommendation.

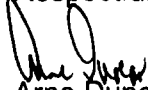
LSC REVIEW: LSC Review is not applicable to this Report.

**AFFIRMATIVE
ACTION STATUS:** None

FINANCIAL: None


**PERSONAL
IMPLICATIONS:** None

Respectfully submitted,



Arne Duncan
Chief Executive Officer

Approved as to legal form:



Ruth M. Moscovitch
General Counsel