

May 25, 2005

**AUTHORIZE PAYMENT OF SETTLEMENT FOR FEDERAL LITIGATION  
ACOSTA, et al. v. STRASBURG, CASE NO. 03 C 5470**

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

To authorize settlement of the Fourth Amendment lawsuit of Acosta et al., v. Strasburg, case no. 03 C 5470 for \$65,000.00.

**DESCRIPTION:** The General Counsel has determined that this settlement is in the Board's best interests.

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

**PERSONNEL IMPLICATIONS:** None.

**AFFIRMATIVE ACTION STATUS:** None.

**FINANCIAL:** Charge \$65,000.00 to Law Department - Litigated Tort Claims  
Budget Classification Fiscal year 2005.....0963-210-000-7072-5490

**GENERAL CONDITIONS:**

Inspector General - Each party to the agreement shall acknowledge, in accordance with 105 ILCS 5/24-13.1, 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 restrict 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 incorporate din to 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,

  
PATRICK J. ROCKS  
General Counsel

Within Appropriation:

  
JOHN MAIORCA  
Chief Financial Officer