

November 19, 2008

**APPROVE PAYMENT OF PROPOSED SETTLEMENT AGREEMENT IN
PAMELA HENRICKS V. BOARD OF EDUCATION OF THE CITY OF CHICAGO
CASE NO. 04 C 8284**

THE GENERAL COUNSEL REPORTS THE FOLLOWING PROPOSED SETTLEMENT:

To authorize funds to pay proposed settlement in the amount of \$100,000.00 associated with litigating Henricks v. Board of Education of the City of Chicago, Case No. 04 C 8284.

DESCRIPTION: Pursuant to the settlement agreement tentatively reached in Case No. 04 C 8284, Henricks v. Board of Education of the City of Chicago, in which Henricks claims violation of Americans with Disability Act. After extensive discovery and pretrial preparations of over three years' time, the parties have reached a settlement, subject to Board approval. The General Counsel recommends approval of the settlement, which calls for the payment of one hundred thousand dollars (\$100,000.00) including all attorneys fees and costs.

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

AFFIRMATIVE ACTION STATUS: None.

FINANCIAL: Charge \$100,000.00 to Law Department - Litigated Tort Claims
Budget Classification Fiscal year 2009.....12470-210-54530-231112-000000-2009

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 member during the one year period following expiration or other termination of their terms of office.

Indebtedness – The Board's Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time shall be incorporated into and made a part of the agreement.

Ethics – The Board's Ethics Code adopted June 23, 2004 (04-0623-PO4), as amended from time to time, shall be incorporated into and made a part of the agreement.

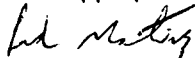
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved,



PATRICK J. ROCKS MT
General Counsel

Within Appropriation:



PEDRO MARTINEZ
Chief Financial Officer