



**Board of Commissioners of Cook County
Finance Subcommittee on Litigation Minutes**

Wednesday, July 13, 2016

**2:00 PM Cook County Building, Board Room, Rm 569
118 North Clark Street, Chicago, Illinois**

ATTENDANCE

Present: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

Also Present: Commissioners Arroyo, Goslin, and Moore; Donald J. Pechous, Deputy State's Attorney, Chief, Civil Actions Bureau; Jeff McCuthan, General Counsel, Cook County Health & Hospital System; Nicholas Scouffas, General Counsel, Cook County Sheriff Office; Kevin Frey, Assistant State's Attorney; Justin Hanson, Assistant State's Attorney; James Nichols, Assistant States Attorney

PUBLIC TESTIMONY

Chairman Silvestri asked the Secretary to the Board to call upon the registered public speakers, in accordance with Cook County Code.

1. George Blakemore

16-4336

COMMITTEE MINUTES

Approval of the minutes from the meeting of 6/7/2016

A motion was made by Commissioner Suffredin, seconded by Commissioner Gainer, that this Committee Minutes be approved. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

CASE DISPOSITION SUMMARY REPORTS

16-3853

Presented by: DONALD J. PECHOUS, Deputy State's Attorney, Deputy Chief, Civil Actions Bureau

- *Torts and Civil Rights Report, June 7, 2016 - July 13, 2016*
- *Conflicts Counsel Unit, April 24, 2016 - June 24, 2016*
- *Medical Litigation Unit, May 10, 2016 - June 7, 2016*

A motion was made by Commissioner Suffredin, seconded by Commissioner Gainer, that these Case Disposition Summary Reports be recommended to be received and filed. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

Commissioner Gainer, seconded by Commissioner Boykin, moved to convene in *Executive Session*. The motion carried.

Commissioner Boykin, seconded by Commissioner Suffredin, moved to return in *Regular Session*. The motion carried.

CASES PENDING LITIGATION

16-3437

Presented by: DONALD J. PECHOUS, Deputy State's Attorney, Deputy Chief, Civil Actions Bureau

PROPOSED LITIGATION PENDING

Department: State's Attorney's Office, Civil Actions Bureau

Request: Refer to the Board and/or the Finance Subcommittee on Litigation

Case Name: In re George Cybulski

Case Number: EAB 2013-04

A motion was made by Commissioner Suffredin, seconded by Commissioner Boykin, to concur with the recommendation of the State's Attorney 16-3437. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin and Suffredin (3)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

Present: Commissioner Gainer (1)

16-3438

Presented by: DONALD J. PECHOUS, Deputy State’s Attorney, Deputy Chief, Civil Actions Bureau

PROPOSED LITIGATION PENDING

Department: State’s Attorney’s Office, Civil Actions Bureau

Request: Refer to the Board and/or the Finance Subcommittee on Litigation

Case Name: Cybulski, George v Cook County

Case Number: 14 L 3435

A motion was made by Commissioner Suffredin, seconded by Commissioner Boykin, to concur with the recommendation of the State's Attorney 16-3438. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

16-4205

Presented by: DONALD J. PECHOUS, Deputy State’s Attorney, Deputy Chief, Civil Actions Bureau

PROPOSED LITIGATION PENDING

Department: State’s Attorney’s Office, Civil Actions Bureau

Request: Refer to the Board and/or the Finance Subcommittee on Litigation

Case Name: Lacy, et al. v. Dart, et al.

Case Number: 14 C 6259

A motion was made by Commissioner Suffredin, seconded by Commissioner Boykin, to concur with the recommendation of the State's Attorney 16-4205. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

16-4206

Presented by: DONALD J. PECHOUS, Deputy State’s Attorney, Deputy Chief, Civil Actions Bureau

PROPOSED LITIGATION PENDING

Department: State’s Attorney’s Office, Civil Actions Bureau

Request: Refer to the Board and/or the Finance Subcommittee on Litigation

Case Name: Nia Purnell, as the Independent Administrator of the Estate of Tony Purnell v Thomas Dart, et al. Case Number: 15 L 1359

A motion was made by Commissioner Suffredin, seconded by Commissioner Boykin, to concur with the recommendation of the State's Attorney 16-4206. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

16-4215

Presented by: DONALD J. PECHOUS, Deputy State's Attorney, Deputy Chief, Civil Actions Bureau

PROPOSED LITIGATION PENDING

Department: State's Attorney's Office, Civil Actions Bureau

Request: Refer to the Board and/or the Finance Subcommittee on Litigation

Case Name: Clemons v. Dart, et al.

Case Number: 13 C 2356

A motion was made by Commissioner Suffredin, seconded by Commissioner Boykin, to concur with the recommendation of the State's Attorney 16-4215. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

16-4217

Presented by: DONALD J. PECHOUS, Deputy State's Attorney, Deputy Chief, Civil Actions Bureau

PROPOSED LITIGATION PENDING

Department: State's Attorney's Office, Civil Actions Bureau

Request: Refer to the Board and/or the Finance Subcommittee on Litigation

Case Name: Wade v. Dart, et al.

Case Number: 15 C 10644

A motion was made by Commissioner Suffredin, seconded by Commissioner Boykin, to concur with the recommendation of the State's Attorney 16-4217. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

16-4218

Presented by: DONALD J. PECHOUS, Deputy State’s Attorney, Deputy Chief, Civil Actions Bureau

PROPOSED LITIGATION PENDING

Department: State’s Attorney’s Office, Civil Actions Bureau

Request: Refer to the Board and/or the Finance Subcommittee on Litigation

Case Name: Rounds v. Randall

Case Number: 14 C 7181

A motion was made by Commissioner Suffredin, seconded by Commissioner Boykin to concur with the recommendation of the State's Attorney 16-4218. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

CASES PRESENTED FOR INFORMATIONAL PURPOSES ONLY

14-3677

Case Name: *Carl Chatman v. City of Chicago, et al.*

16-4208

Case Name: *Farad Polk v. Cook County Sheriff*

16-4214

Case Name: *Friederich v. Draus, et al.*

16-4222

Case Name: *Backpage.com LLC v. Dart*

A motion was made by Commissioner Suffredin, seconded by Commissioner Gainer, that these Cases Presented for Informational Purposes Only be recommended to be received and filed. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

SPECIAL STATE’S ATTORNEY’S INVOICES FOR APPROVAL

16-3902

- 1) In Re: Level Assessment Litigation (Invoice One)
Case Nos. 2004 Tax Obj. No. 05 COTO 3938
2005 Tax Obj. No. 07 COTO 1618
2006 Tax Obj. No. 07 COTO 0779
2007 Tax Obj. No. 08 COTO 5700
2008 Tax Obj. No. 09 COTO 6258
Re: Review of Attorney Fees and Expenses for Special State’s Attorney Steven Puiszis and the firm of Hinshaw & Culbertson LLP
- 2) In Re: Level Assessment Litigation (Invoice Two)
Case Nos. 2004 Tax Obj. No. 05 COTO 3938
2005 Tax Obj. No. 07 COTO 1618
2006 Tax Obj. No. 07 COTO 0779
2007 Tax Obj. No. 08 COTO 5700
2008 Tax Obj. No. 09 COTO 6258
Re: Review of Attorney Fees and Expenses for Special State’s Attorney Steven Puiszis and the firm of Hinshaw & Culbertson LLP
- 3) Alberto Martinez, et al. v. City of Chicago, et al. (Invoice One)
Case No: 09 C 5938
In Re: Review of Attorney Fees and Expenses for Special State’s Attorney Matthew R. Henderson and the firm of Hinshaw & Culbertson, LLP
- 4) Alberto Martinez, et al. v. City of Chicago, et al. (Invoice Two)
Case No: 09 C 5938
In Re: Review of Attorney Fees and Expenses for Special State’s Attorney Matthew R. Henderson and the firm of Hinshaw & Culbertson, LLP
- 5) Hector Avalos, et al. v Robert Vais, et al.
Case No. 14 L 1734
In re: Review of Attorney Fees and Expenses For Special State’s Attorney William Oberts and the Firm of Tribler, Orpett & Meyer, PC
- 6) Joshua Sharp v Smith, Michael, et al
Case No: 15 C 11510
In re: Review of Attorney Fees and Expenses For Special State’s Attorney William Oberts and the Firm of Tribler, Orpett & Meyer, PC

- 7) Hernandez v. Cook County Sheriff's Department, et al.
Case No: 07 C 855
In Re: Review of Attorney Fees and Expenses for Special State's Attorney Terrence F. Guolee and the Firm of Querrey & Harrow, Ltd.
- 8) Taylor v Cook County Sheriff's Office, et al
Court No. 13 C 1856
Taylor v Cook County Sheriff's Office, et al
Court No. 15 C 5919
Taylor, et al. v Cook County Sheriff Thomas Dart et al.
Court No. 14 L 6617
In Re: Reimbursement of Fees and Expenses for Special State's Attorney James M. Lydon and the Firm of Hinshaw & Culbertson LLP
- 9) Hudson v. Preckwinkle, et al.
Case No: 13 C 8752
In Re: Review of Attorney Fees and Expenses for Special State's Attorney Paul O'Grady and the firm of Peterson Johnson & Murray Chicago, LLC
- 10) United States of America v. Cook County, et al.
Case No: 10 C 2946
In Re: Review of Attorney Fees and Expenses for Special State's Attorney Paul O'Grady and the firm of Peterson Johnson & Murray Chicago, LLC
- 11) Chatman v. City of Chicago, et al.
Case No: 14 C 2945
In Re: Reimbursement of Fees and Expenses for Special State's Attorney V. Brette Bensinger and the firm of Hinshaw & Culbertson LLP
- 12) Percy, Taylor v Sheriff Dart, et.al.
Case No. 13 C 1856, 13 C 6512, 15 C 5919
Case No. 14 L 6617
In Re: Review of Attorney Fees and Expenses for Special State's Attorney John J. Rock and the firm of Rock, Fusco & Connelly, LLC
- 13) United States of America, et al. v
Trial Isotopes Inc. et al.
Case No. 11 C 8098
In Re: Review of Attorney Fees and Expenses for Special State's Attorney John J. Rock and the firm of Rock, Fusco & Connelly, LLC

A motion was made by Commissioner Suffredin, seconded by Commissioner Boykin, to concur with the recommendation of the Special State's Attorney and authorize payments for the following invoices, which are in compliance with the County's Attorney-Fee Guidelines 16-3902. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

ADJOURNMENT

A motion was made by Commissioner Suffredin, seconded by Commissioner Gainer, that this meeting be adjourned. The motion carried by the following vote:

Aye: Chairman Silvestri, Commissioners Boykin, Gainer and Suffredin (4)

Absent: Vice Chairman Fritchey, Commissioners Schneider and Tobolski (3)

Respectfully submitted,



Chairman



Secretary

*A video recording of the open portions of this meeting is available at <https://cook-county.legistar.com>