

STATE OF ILLINOIS
HUMAN RIGHTS COMMISSION

Meeting of Panel A
May 26, 2010
9:00 a.m.

Illinois Department of Transportation
1100 E. Port Plaza
Room 101
Collinsville, IL 62234

and

James R. Thompson Center
Murdock Room - IDHS
100 W. Randolph Street, Suite 5-300
Chicago, Illinois 60601

MINUTES

Present: Commissioners

Marti Baricevic (Panel Chair) (Collinsville)
Robert S. Enriquez
Gregory G. Simoncini

Staff

Harriet Parker (via telephone)
Donyelle L. Gray
Evelio Mora
N. Keith Chambers
Christine M. Welninski

I. Call to Order.

A meeting of Human Rights Commission Panel A was called to order on May 26, 2010, at 9:15 a.m. by Panel Chair, Commissioner Baricevic. The meeting was delayed due to unforeseen difficulties with teleconferencing equipment. Speaking via the telephone, General Counsel Harriet Parker announced that as she was feeling ill, she would be participating via the telephone, from her HRC Office.

II. Consideration of Minutes.

The minutes of the meeting of April 28, 2010, were approved as submitted by staff. Motion made by Commissioner Enriquez, seconded by Commissioner Simoncini. Motion carried 3-0.

III. Contested Matter

Edward Jefferson v. United Parcel Service, Inc.
ALS No.: 10-0083 Charge No.: 2008CN3767

Pending before the Panel was the Complainant's exceptions to the ALJ's Recommended Order and Decision ("ROD"). The Panel voted to grant review of the ROD. The Panel determined the Complainant's charge was timely filed, and remanded the matter to the ALJ for further proceedings. Motion made by Commissioner Simoncini, seconded by Commissioner Enriquez. Motion carried 3-0.

IV. Requests for Review

A. *Yolanda Farris v. US Airways*
ALS No.: 09-0467 Charge No.: 2008CN3842

The Panel vacated the dismissal of the charge in the above-referenced matter, and remanded the charge to the Illinois Department of Human Rights for further investigation. Motion made by Commissioner Enriquez, seconded by Commissioner Simoncini. Motion carried 3-0.

B. *Carolyn Bottoms-Cissell v. MAC-A-TAC Express, Inc.*
ALS No.: 09-0634 Charge No.: 2009SF1667

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Jurisdiction. Motion made by Commissioner Simoncini, seconded by Commissioner Enriquez. Motion carried 3-0.

C. *Dean Smith v. Cook County Sheriff*
ALS No.: 09-0629 Charge No.: 2008CA3353

The Panel vacated the dismissal of Counts G and L of the charge in the above-referenced matter and remanded Counts G and L to the Department of Human Rights for further investigation. The Panel sustained the dismissal of Counts A, B, C, D, F, H, I, J and K of the charge for Lack of Jurisdiction. Motion made by Commissioner Simoncini, seconded by Commissioner Enriquez. Motion carried 3-0.

D. *Barbara Stimatz v. Illinios Bell Telephone Co.*
ALS No.: 09-0659 Charge No.: 2008CA3773

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Simoncini, seconded by Commissioner Enriquez. Motion carried 3-0.

E. Subway v. Penny Washington

ALS No.: 09-0675 Charge No.: 2009CA1887

The Panel sustained the Notice of Default in the above-referenced matter, and the matter will be sent to the Administrative Law Section for a damages hearing. Motion made by Commissioner Simoncini, seconded by Commissioner Enriquez. Motion carried 3-0.

V. Motion for Voluntary Dismissal

Bennie King v. Foodstuff

ALS No.: 09-0655 Charge No.: 2009CF2292

The Panel voted to grant the petitioner's motion to voluntarily dismiss his request for review. Motion made by Commissioner Simoncini, seconded by Commissioner Enriquez. Motion carried 3-0.

VI. Petitions for Hearing to Determine Complainant's Damages

A. Shelly Wilson and Laura Rose v. Joel Long

ALS No.: 10-0359 Charge No.: 2008SH2325

The Panel voted to grant the motion. Motion made by Commissioner Simoncini, seconded by Commissioner Enriquez. Motion carried 3-0.

B. Shelly Wilson and Laura Rose v. Brady Jones

ALS No.: 10-0360 Charge No.: 2008SH2325

The Panel voted to grant the motion. Motion made by Commissioner Simoncini, seconded by Commissioner Enriquez. Motion carried 3-0.

VII. Settlements

DHR#	Complainant	Respondent
1. 2010CH0386	T. Gordon	1. Chicagoland Management, et al.
2. 2010SF0594	D. Oliver	Illinois Presbyterian Home Fair Hills
3. 2010CF0861	J. Sanders	Durham School Services
4. 2010CA0219	J. Husayko	SOI Department of Healthcare
5. 2010CP0858	E. Cannon	TGI Friday's, Inc.

The Panel approved the settlements in the above-referenced matters, 1-5. Motion made by Commissioner Enriquez, seconded by Commissioner Simoncini. Motion carried 3-0.

VIII. Adjournment.

The meeting was adjourned at 9:45 a.m. Motion made by Commissioner Enriquez, seconded by Commissioner Simoncini. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray
Deputy General Counsel