

**STATE OF ILLINOIS  
HUMAN RIGHTS COMMISSION**

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

Meeting of Panel C  
July 30, 2014  
11:00 A.M.

**MINUTES**

PRESENT:

**Commissioners:** Diane M. Viverito (Panel Chair)  
Rozanne Ronen  
David J. Walsh

**Staff:** Donyelle L. Gray  
Evelio Mora  
Byron M. Wardlaw  
Christine Welninski  
Coles Fellow Adekunbi Adejumbo  
Coles Fellow Alexis Pool  
Coles Fellow Anne Whaley

**Members of Public:** None

**I. Call to Order**

A meeting of the Illinois Human Rights Commission Panel C was called to order on Wednesday, July 30, 2014 at 11:07 a.m. by Panel Chair Viverito.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 *et seq.*, it was determined that:

- 1) A quorum of the public body was physically present at the meeting.

**II. Minutes**

The minutes from the meeting of May 21, 2014 were approved as submitted by staff. Motion to approve the May 21, 2014 minutes made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

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**III. Contested Matter**

*A. Herbert Foster v. Commonwealth Edison*

Charge No.: 2009CN4697

ALS No.: 11-0417

Panel C declined review of the Complainant's Exceptions to the Recommended Order and Decision, thereby making the Recommended Order and Decision final. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

**IV. Requests for Review**

*A. Kent Purchase v. Shawnee Community College*

Charge No.: 2011SE0880

ALS No.: 12-0050

Panel C sustained the dismissal of Count A of the charge in the above-referenced matter for Lack of Substantial Evidence and sustained the dismissal of Count E of the charge in the above-referenced matter for Lack of Jurisdiction. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

*B. Kent Purchase v. Shawnee Community College*

Charge No.: 2011SF0513

ALS No.: 12-0111

Panel C sustained the dismissal of Count D of the charge in the above-referenced matter for Lack of Jurisdiction and sustained the dismissal of Counts E and F of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

*C. Denise Soda v. David Vaughn Investments, Inc.*

Charge No.: 2011SF2859

ALS No.: 1-0871

Panel C sustained the dismissal of Count A of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh; seconded by Commissioner Viverito. Motion carried 3-0.

*D. Maribel Ortiz v. Jorge Gutierrez*

Charge No.: 2010CN4252

ALS No.: 11-0866

Panel C sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

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*E. Tina Washington v. Costco Wholesale Corporation*  
Charge No.: 2011CN1502 ALS No.: 11-0867

Panel C sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

*F. Kristin Danesi v. Best Buy*  
Charge No.: 2011CF0719 ALS No.: 12-0552

Panel C vacated the dismissal of Counts A and C of the charge in the above-referenced matter and made a finding of substantial evidence. Panel C sustained the dismissal of Count B of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Viverito; seconded by Commissioner Ronen. Motion carried 3-0.

**V. Petitions for Default**

*A. Thomas Medina v. Gilani Incorporated, d/b/a BMP Imports & Domestic and Z & R Imports, Inc.*  
Charge No.: 2013CF1332 ALS No.: 14-0293

Panel C granted the Department of Human Rights' Petition for Default. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

*B. Sharon K. Henry v. Security Fence Company, Inc.*  
Charge No.: 2014SF0769 ALS No.: 14-0294

Panel C granted the Department of Human Rights' Petition for Default. Motion made by Commissioner Ronen; seconded by Commissioner Viverito. Motion carried 3-0.

**VI. Motion to Withdraw as Counsel**

*A. Karla Carwile v. The Board of Trustees of the University of Illinois*  
Charge No.: 2008SF0470 ALS No.: 10-0081

Panel C granted the Respondent's Motion to Withdraw as Counsel. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

**VII. Motion for Order to Close Case**

*A. Obioma Little v. Tommy Gun's Garage, Inc.*  
Charge No.: 2013CF2725 ALS No.: 14-0162

Panel C granted the Department's Motion to Close Case. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

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**VIII. Motion to Enforce**

A. *Linda Plett v. Armando Chavez*  
Charge No.: 2006CN0621

ALS No.: 06-485

Panel granted the Petitioner's Motion to Enforce. Motion made by Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

**IX. Settlements**

<u>DHR#</u>	<u>Complainant</u>	<u>Respondent</u>
20014CP2468	A. Cotton	Super Food Mart
2014SH0057	Metropolitan St. Louis Equal	KBRO Properties, LLC, et al.
2012CP0673	Angie Kazee	CAAN Academy

Panel C approved the settlements in the above-referenced matters. Motion made by Commissioner Walsh; seconded by Commissioner Viverito. Motion carried 3-0.

**X. Motion for Leave to File Amicus Brief in Opposition to the Adoption by the Illinois Human Rights Commission of the Recommended Order and Decision Entered by Administrative Law Judge Michael R. Robinson on July 24, 2014, *Instanter*.**

A. *Scott Houzenga v. City of Moline, Illinois*  
Charge No.: 2011SF0972

ALS No.: 11-0841

Panel C granted the Department of Human Rights' Motion for Leave to File Amicus Brief in Opposition to the Adoption by the Illinois Human Rights Commission of the Recommended Order and Decision Entered by Administrative Law Judge Michael R. Robinson on July 24, 2014, *Instanter*, and gave the parties 30 days to file a response to said motion; and the Department of Human Rights was granted 21 days to file a reply. Motion made by Commissioner Ronen; seconded by Commissioner Viverito. Motion carried 3-0.

**XI. Adjournment**

The Panel C meeting was adjourned at 12:17 p.m. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray  
General Counsel  
Illinois Human Rights Commission