

ORDER

WHEREAS, The City of Chicago and Cook County are responsible for enforcing their respective laws established within the code of laws of various levels of government; and,

WHEREAS, The Office of the Cook County State's Attorney is responsible for fairly prosecuting violations of statutes established within code of laws established by various levels of government; and,

WHEREAS, Kim Foxx, in her role as the Cook County State's Attorney, has acknowledged under oath, as reported by multiple reputable news outlets, that she issued Certificates of Innocence to defendants she suspected were guilty; and,

WHEREAS, Certificates of Innocence are issued pursuant to state law, 735 ILCS 5/2-702, and are judicial findings made for purposes for determination of incarceration within the State of Illinois and the County of Cook and do not, by themselves, constitute admissions of liability or wrongdoing by the City of Chicago, its officers, agents, or employees; and,

WHEREAS, The Corporation Counsel retains the authority to establish standards for litigation and settlement review procedures on behalf of the City of Chicago and must present settlements to the City Council; and,

WHEREAS, Certificates of Innocence have been used in the past to determine liability in settlements made by the Law Department on behalf of the City of Chicago; now, therefore,

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF CHICAGO, The Department of Law of Chicago is explicitly prohibited from using Certificates of Innocence issued during State's Attorney Kim Foxx's term as evidence to justify city settlements in any cases. This period is defined from December 1, 2016, to December 1, 2024.

James Stroder (45)
13
(42)

Raymond A. Lopez
Raymond A. Lopez
Alderman, 15th Ward

Martyn 13
Salvatore 4/15
Salvatore 23

Nicholas Gasto 35
30th

Felix 31st

David S. Lata 15

Anthony Albrecht 9th