| FOR THE NOR                 |   | ES DISTRICT COURT ISTRICT OF ILLINOIS DIVISION |
|-----------------------------|---|------------------------------------------------|
| MICHAEL L. SHAKMAN, et al., | ) | 4.2 MOLLY                                      |
| Plaintiffs,                 | ) |                                                |
|                             | ) | No. 69 C 2145                                  |
| v.                          | ) |                                                |
|                             | ) | Hon. Sidney Schenkier                          |
| COUNTY OF COOK, et al.,     | ) |                                                |
|                             | ) | e e                                            |
| Defendants.                 | ) |                                                |

# AGREED ORDER TO AMEND COOK COUNTY RECORDER OF DEEDS' EXEMPT LIST

Pursuant to the Supplemental Relief Order for the Cook County Recorder of Deeds, the parties agreed to enter the attached Amended Exempt List.

It is hereby ordered:

The attached Amended Exempt List, agreed by the Parties as of February 14, 2014 is approved and entered by this Court.

Dated: April \_\_\_\_\_, 2014

Hon! Sidney Schenkier Presiding Magistrate Judge Case: 1:69-cv-02145 Document #: 3739 Filed: 04/17/14 Page 2 of 2 PageID #:23016

### Exhibit A Positions deemed Shakman Exempt for Recorder

The following employment positions listed herein are deemed Exempt<sup>1</sup> in accordance with the *Shakman* Consent Decree. Exempt Positions may be added, deleted or modified subject to the procedures of paragraph II. G of the September 14, 2010 Supplemental Relief Order or as otherwise agreed by the parties.

The following employment positions are deemed Exempt:

| 1. | Chief Deputy Recorder                                  | Post Id. 9501858 |
|----|--------------------------------------------------------|------------------|
| 2. | Deputy Recorder - Finance                              | Post Id. 9501907 |
| 3. | Deputy Recorder - Operations                           | Post Id. 9501859 |
| 4. | Special Assistant to the Recorder - Government Affairs | Post Id. 9501863 |
| 5. | Deputy Recorder - Communications                       | Post Id. 9501887 |
| 6. | Labor Counsel                                          | Post Id. 9501866 |
| 7. | Chief Legal Counsel                                    | Post Id. 9501885 |

<sup>&</sup>lt;sup>1</sup> A position deemed Exempt is a Cook County Recorder of Deeds employment position that is included on this Exempt List and meets the criteria for exempt status as provided in the *Shakman* Consent Decree, i.e., it is a job that "involves policy making to an extent or is confidential in such a way that political affiliation is an appropriate consideration for the effective performance of the job and that therefore hiring for or discharge from the job should be exempt from inquiry..."

### IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

| MICHAEL L. SHAKMAN, et al., | ) |                       |
|-----------------------------|---|-----------------------|
|                             | ) |                       |
| Plaintiffs,                 | ) |                       |
|                             | ) | No. 69 C 2145         |
| V.                          | ) |                       |
|                             | ) | Hon. Sidney Schenkier |
| COUNTY OF COOK, et al.,     | ) |                       |
|                             | ) |                       |
| Defendants.                 | ) |                       |

## AGREED MOTION TO AMEND COOK COUNTY RECORDER OF DEEDS' EXEMPT LIST

Defendant, COOK COUNTY RECORDER OF DEEDS ("Recorder") by their attorneys, and with agreement from Plaintiffs, MICHAEL L. SHAKMAN, PAUL M. LURIE, et al. ("Plaintiffs"), (collectively, the "Parties") by their attorneys, pursuant to Section II.G of the September 14, 2010 Court approved Supplemental Relief Order for the Recorder ("SRO"), respectfully ask the Court to enter an Order approving the Recorder's Exempt List. In support of their motion, the Parties state as follows:

- 1. On September 14, 2010, this Court granted final approval of the SRO. Section II.G of the SRO provides that the Parties may amend the Exempt List from time to time.
- 2. On February 14, 2014, the Parties reached an agreement to amend the Recorder's Exempt List.
- 3. The Parties agree to the following modifications to the Recorder of Deeds' Exempt List attached as Exhibit A:
  - A. Change the title of Deputy Recorder, PID 9501907, to Deputy Recorder Finance;

- B. Change the title of Deputy Recorder, PID 9501859, to Deputy Recorder Operations;
- C. Change the title of Special Assistant to the Recorder Civil Affairs, PID 9051887, to Deputy Recorder Communications;
- D. Change the title of Counsel for Recorder's Office, PID 9501885, to Chief Legal Counsel.
- 4. The positions enumerated in the Recorder's Exempt List shall be filled pursuant to the Exempt List Hiring Process of the Recorder's Employment Plan.

WHEREFORE, for the foregoing reasons, the Parties respectfully ask this Court to enter the attached Agreed Order to Amend the Recorder's Exempt List.

#### MICHAEL L. SHAKMAN, et al.:

By: Brian Hays
Roger R. Fross
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312.443.1707

#### COOK COUNTY RECORDER OF DEEDS

By: /s/ Thomas E. Nowinski
Lisa M. Meador
Thomas E. Nowinski
Cook County State's Attorneys Office
500 Richard J. Daley Center
Chicago, IL 60602
312.603.4327

### **CERTIFICATE OF SERVICE**

I, Thomas E. Nowinski, hereby certify that I have caused a true and correct copy of the foregoing to be served upon:

Roger R. Fross Brian I. Hays Katherine H. Harrison LOCKE LORD BISSELL & LIDDELL, LLP 111 S. Wacker Dr. Chicago, IL 60606 312.443.1707

Michael L. Shakman Edward W. Feldman MILLER, SHAKMAN & BEEM, LLP 180 N. LaSalle Street, Suite 3600 Chicago, Illinois 60601 Phone: 312.263.3700

via E-Filing through the Electronic Case Filing (ECF) system on April 17, 2014.

/s/ Thomas E. Nowinski
One of the Attorneys for Cook County Recorder of Deeds

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## Exhibit A Positions deemed Shakman Exempt for Recorder

The following employment positions listed herein are deemed Exempt<sup>1</sup> in accordance with the *Shakman* Consent Decree. Exempt Positions may be added, deleted or modified subject to the procedures of paragraph II. G of the September 14, 2010 Supplemental Relief Order or as otherwise agreed by the parties.

The following employment positions are deemed Exempt:

| 1. | Chief Deputy Recorder                                  | Post Id. 9501858 |
|----|--------------------------------------------------------|------------------|
| 2. | Deputy Recorder - Finance                              | Post Id. 9501907 |
| 3. | Deputy Recorder - Operations                           | Post Id. 9501859 |
| 4. | Special Assistant to the Recorder – Government Affairs | Post Id. 9501863 |
| 5. | Deputy Recorder – Communications                       | Post Id. 9501887 |
| 6. | Labor Counsel                                          | Post Id. 9501866 |
| 7. | Chief Legal Counsel                                    | Post Id. 9501885 |

<sup>&</sup>lt;sup>1</sup> A position deemed Exempt is a Cook County Recorder of Deeds employment position that is included on this Exempt List and meets the criteria for exempt status as provided in the *Shakman* Consent Decree, i.e., it is a job that "involves policy making to an extent or is confidential in such a way that political affiliation is an appropriate consideration for the effective performance of the job and that therefore hiring for or discharge from the job should be exempt from inquiry..."