

## **Summary of Cases in Administrative Review**

January 3, 2017

### **Merit Board # 13-3 – Trooper Marco Prado**

- ISPMB issued the decision to terminate Trooper Prado on October 17, 2014
- Administrative Review Complaint was filed November 20, 2014
- Trial Court found in favor of ISPMB on August 28, 2015
- Appeal filed by Prado on September 25, 2015
- Brief for Appellant-Plaintiff filed May 12, 2016
- Brief for Appellee-Defendants reviewed by ISPMB Counsel, filed on September 29, 2016
- Reply Brief for Appellant-Plaintiff due October 13, 2016
- Expect to be set for Oral Arguments
- On December 14, 2016, the Illinois Appellate Court, First District, issued its decision affirming the Board's decision to terminate Trooper Prado.

### **Merit Board # 14-1 – Master Sergeant Anthony McClure**

- ISPMB issued decision to terminate Master Sergeant McClure on October 15, 2015
- Administrative Review Complaint filed November 18, 2015
- Master Sergeant McClure filed three additional counts against other named Defendants, including a violation of the Illinois FOIA by ISP; section 1983 claim against ISP, Deputy Director of DII Deborah Simental, Lieutenant Jeffrey Jacobs, and Evidence Technician Jeffrey Knauer; and a claim under the State Officials and Employee Ethics Act against ISP, Agnes Kindred-Johnson, and Macharia Fortson. The Record of Proceedings was filed as an answer to the Administrative Review complaint on January 29, 2016, and a Motion to Dismiss has been filed with respect to Counts III (1983 claim) and IV (Ethics Act).
- Supplemental Record on Review (Video Exhibits) forwarded to Attorney General's Office.

### **Merit Board # 15-7 – Trooper Dawan Anderson**

- ISPMB issued decision to terminate Trooper Anderson on July 15, 2016
- Complaint for Administrative Review filed August 22, 2016
- Answer filed on October 21, 2016.
- Attorney General's office filed Motion to Dismiss Unnecessary Party (Hearing Officer Thomas Johnson).
- Briefing schedule set on motion to dismiss Mr. Johnson.

**Merit Board # 15-6 – Trooper Craig Mihaljevich**

- ISPMB issued decision to terminate Trooper Mihaljevich on November 1, 2016.
- Complaint for Administrative Review filed November 22, 2016.
- Record prepared to be forwarded to Attorney General.

**Merit Board # 15-8 – Master Sergeant Theodore Rhodes**

- ISPMB issued decision to demote Master Sergeant Rhodes to Trooper and suspend him for 30 days on November 10, 2016.
- Complaint for Administrative Review filed December 8, 2016.
- Record prepared to be forwarded to Attorney General.