

COOK COUNTY COMMISSION ON HUMAN RIGHTS

69 West Washington Street, Suite 3040

Chicago, Illinois 60602

Monica EISEN, Complainant

v.

COOK COUNTY HIGHWAY DEPARTMENT,
Respondent

Case No. 2010E019

Entered: June 23, 2014

ORDER

On May 20, 2010, Complainant Monica Eisen ("Eisen") filed a complaint against her employer, Respondent Cook County Highway Department ("Cook County"), alleging sexual harassment and retaliation in violation of the Cook County Human Rights Ordinance ("Human Rights Ordinance"). An investigation by the Cook County Commission on Human Rights ("Commission") found substantial evidence to support Eisen's sexual harassment claim, *Eisen v. Cook County Highway Department*, 2010E019 (Dec. 13, 2011) (dismissing Eisen's retaliation claim for a lack of substantial evidence), and the matter proceeded to an administrative hearing.

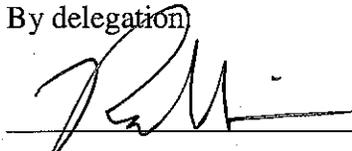
The administrative law judge overseeing the hearing reported on October 7, 2013 that the parties had reached a settlement, but required some period of time to execute a settlement agreement. On June 19, 2014, Eisen, through counsel, filed a motion to dismiss her complaint with prejudice, stating that "[a]ll matters in controversy for which said complaint was filed have been fully settled, compromised and adjourned."

The Commission's Procedural Rules state that "[a] Complainant may request to withdraw a Complaint or any part thereof at any time." CCHR Pro. R. 420.160. If the request is knowingly and voluntarily made, the Commission approves the request and enters an order dismissing the complaint. *Id.* Here, Eisen's motion is, in effect, a request to withdraw, and because it is made with the advice of counsel, the Commission presumes that the request is knowingly and voluntarily made. *See Melzer v. Lyman & Nielsen, LLC*, 2008E054 (CCHRC June 19, 2014) (legal advice is a sufficient condition for a knowing and voluntary withdrawal).

For the foregoing reasons, the Commission hereby grants Eisen's motion and orders that complaint 2010E019 be DISMISSED with prejudice pursuant to a VOLUNTARY WITHDRAWAL.

June 23, 2014

By delegation)



Ranjit Hakim
Executive Director of the Cook County
Commission on Human Rights