

**STATE OF ILLINOIS  
HUMAN RIGHTS COMMISSION**

IN THE MATTER OF THE REQUEST	)	
FOR REVIEW BY:	)	CHARGE NO.: <b>2011CH1997</b>
	)	HUD NO.: <b>N/A</b>
<b>ILHAM SHARIF,</b>	)	ALS NO.: <b>12-0248</b>
	)	
	)	
Petitioner.	)	

**ORDER**

This matter coming before the Commission by a panel of three, Commissioners Duke Alden, Rose Mary Bombela-Tobias, and Terry Cosgrove<sup>1</sup> presiding, upon the Request for Review (“Request”) of Ilham Sharif (“Petitioner”), of the Notice of Dismissal issued by the Illinois Department of Human Rights (“Respondent”)<sup>2</sup> of Charge No. 2011CH1997 and the Commission having reviewed all pleadings filed in accordance with 56 Ill. Admin. Code, Ch. XI, Subpt. D, § 5300.400, and the Commission being fully advised upon the premises;

NOW, THEREFORE, it is hereby **ORDERED** that the Respondent’s dismissal of Petitioner’s charge for **LACK OF JURISDICTION** is **SUSTAINED**.

**DISCUSSION**

On January 7, 2011, Petitioner filed a charge with the Respondent alleging that Ali Khalaf (“Landlord”) subjected Petitioner to discriminatory statements and evicted Petitioner from a retail space, in violation of Sections 3-102(B) and 3-102(F) of the Act.

On January 24, 2012, the Respondent dismissed the Petitioner’s charge in its entirety. The Petitioner filed a timely Request.

Under Section 7B-102 of the Act, Petitioner had one year to file the charge following the allegedly discriminatory event. That filing period is jurisdictional. See Trembczynski v. Human Rights Commission, 252 Ill.App.3d 966, 625 N.E.2d, 215, 218 (1st Dist. 1993). The discriminatory statements took place in April or May 2009, and the eviction order was filed in November 2009. Both actions were well outside the one-year filing period. That the sheriff did not carry out the eviction order until February 25, 2010, does not change the analysis. For jurisdictional purposes, the one-year period began to run at the first moment Petitioner became aware of the impending eviction. Cano v. Village of Dolton, 250 Ill.App.3d 130, 138 (1st Dist. 1993).

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<sup>1</sup> This Order is in accordance with a vote cast by Commissioner Cosgrove prior to the expiration of his term.  
<sup>2</sup> In a request for review proceeding, the Illinois Department of Human Rights is the “Respondent.” The party to the underlying charge requesting review of the Illinois Department of Human Rights’s action shall be referred to as the “Petitioner.”

