

**STATE OF ILLINOIS
HUMAN RIGHTS COMMISSION**

IN THE MATTER OF THE REQUEST)	
FOR REVIEW BY:)	CHARGE NO.: 2012CR2160
)	EEOC NO.: N/A
RICHARD BELL,)	ALS NO.: 12-0762
)	
)	
Petitioner.)	

ORDER

This matter coming before the Commission by a panel of three, Commissioners Hamilton Chang, Steve Kim, and Robert A. Cantone presiding, upon the Request for Review (“Request”) of Richard Bell (“Petitioner”), of the Notice of Dismissal issued by the Illinois Department of Human Rights (“Respondent”)¹ of Charge No. 2012CR2160 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 the Petitioner’s charge for **FAILURE TO PROCEED** is **SUSTAINED**.

DISCUSSION

On November 15, 2011, the Petitioner filed a charge of discrimination with the Respondent alleging that Chicago Police Department (“Employer”) discriminated against him because of his physical disability, and in retaliation for opposing unlawful discrimination, in violation of Sections 2-102(A) and 6-101(A) of the Illinois Human Rights Act (“Act”). On May 31, 2012, Petitioner informed Respondent that he had been made whole through a union grievance and wished to withdraw his charge. However, on June 4, 2012, Petitioner informed Respondent that he had changed his mind. On June 11, 2012, Petitioner again indicated that he wished to withdraw the charge. Respondent attempted to contact Petitioner at least four times over the next month, with no response.

On September 28, 2012, the Respondent dismissed the Petitioner’s charge in its entirety. The Petitioner filed a timely Request.

Petitioners who have filed a charge are required to cooperate with Respondent’s investigation, including providing updated contact information and necessary information about the charge, and being available for interviews and conferences. 56 Ill. Admin. Code 2520.430(c). Failure to do so allows Respondent to dismiss the charge for failure to proceed. 56 Ill. Admin. Code 2520.560(b); In the Matter of the Request for Review By: Tyrone Bohem, Petitioner, IHRC, ALS No. 10-0144, 2010 WL 7634132 (October 13, 2010). In his Request, Petitioner provides no explanation for his failure to proceed with the charge.

¹ 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.”

Accordingly, the Petitioner has not presented any evidence to show that the Respondent's dismissal of the charge was not in accordance with the Act.

THEREFORE, IT IS HEREBY ORDERED THAT:

1. The dismissal of the Petitioner's charge is hereby **SUSTAINED**.
2. This is a final Order. A final Order may be appealed to the Appellate Court by filing a petition for review, naming the Illinois Human Rights Commission, the Illinois Department of Human Rights, and Chicago Police Department as respondents, with the Clerk of the Appellate Court within 35 days after the date of service of this Order.

STATE OF ILLINOIS)
) **Entered this 16th day of November 2018.**
HUMAN RIGHTS COMMISSION)

Commissioner Robert A. Cantone

Commissioner Hamilton Chang

Commissioner Steve Kim