

Bond Case Briefs

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SCHOOLS - ILLINOIS

Lutkauskas v. Ricker

Supreme Court of Illinois - January 23, 2015 - N.E.3d - 2015 IL 117090

Taxpayers brought actions, which were consolidated, against school district employees, district's accountant, and district board members, alleging employees and members engaged in or permitted improper spending of money from district's working cash fund. The Circuit Court dismissed action. Taxpayers appealed. The Appellate Court affirmed. Taxpayers appealed.

The Supreme Court of Illinois held that:

- Taxpayers did not have standing to seek employees' and board members' forfeiture of office or payment of fines, and
- Particular taxpayer's action arose out of same set of facts as other taxpayer's prior action and was barred by res judicata.

Taxpayers did not have standing to seek school district employees' and school district board members' forfeiture of office or payment of fines, for alleged improper transfer of money from district's working cash fund; statute providing for forfeiture and fines created only a criminal offense with criminal penalties.