

on school premises – while she was a minor and throughout the remainder of her high school career, and in spite of the actual or constructive knowledge of various school staff members and administrators.

3. The Plaintiff brings this action for damages based on childhood sexual abuse pursuant to 735 ILCS 5/13-202.2 *et seq.*

PARTIES

4. The Plaintiff, JANE DOE, was born on October 15, 1984, and at all relevant times throughout the period of childhood sexual abuse, she was a minor. She attended four years of high school at BLOOM TRAIL HIGH SCHOOL and graduated in May 2003.

5. At all times relevant, the Defendant, BLOOM TRAIL HIGH SCHOOL, was and remains a public high school located in Cook County, Illinois.

6. At all times relevant, the Defendant, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206, was a public high school district in Cook County, Illinois that included BLOOM TRAIL HIGH SCHOOL. At all times relevant, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 owned, possessed, maintained, controlled, staffed and/or operated BLOOM TRAIL HIGH SCHOOL.

7. At all times relevant, the Defendant, GIGLIO was and remains a teacher, faculty member, mentor, and coach at BLOOM TRAIL HIGH SCHOOL. Further, at all times relevant, GIGLIO was an adult.

8. At all times relevant, GIGLIO was an employee and agent of BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206.

9. At all times relevant, GIGLIO was hired, trained, supervised, and retained by BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206.

10. At all times relevant, GIGLIO was under the direct supervision and control of BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206.

11. At all times relevant, GIGLIO had authority and responsibility to provide teaching, guidance, mentorship, counseling, coaching, and supervision of students, including Plaintiff, as part of the scope of his employment at BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206.

12. At all times relevant, GIGLIO was hired, placed, and retained by BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 in a position of power and authority over minor students and children, including Plaintiff.

FACTS COMMON TO ALL COUNTS

13. GIGLIO's grooming of Plaintiff, JANE DOE, started during her sophomore year at BLOOM TRAIL HIGH SCHOOL, in 2000, when she was sixteen years old.

14. The Plaintiff was introduced to GIGLIO by one of her friends ("FRIEND A") who drove her to school each day. GIGLIO was FRIEND A's teacher and mentor at the time. FRIEND A would store her school belongings in GIGLIO's classroom with GIGLIO's permission.

15. GIGLIO and the Plaintiff began communicating with each other via email and AOL Messenger during the Plaintiff's sophomore year. On a nightly basis throughout her sophomore year at BLOOM TRAIL HIGH SCHOOL, Plaintiff and GIGLIO would communicate with each other over AOL Messenger or email, often late into the evening.

16. GIGLIO expressed an interest in the Plaintiff and her friends, family, activities, and interests. The Plaintiff began to trust GIGLIO enough to share intimate details with him about her family and friends, as well as her daily activities and relationships.

17. During the first term of the Plaintiff's junior year at BLOOM TRAIL HIGH

SCHOOL – from approximately August 2001 through December 2001 – she was placed in GIGLIO’s social studies/history class. GIGLIO was the Plaintiff’s teacher for this class.

18. At GIGLIO’s suggestion, the Plaintiff began leaving her school belongings in GIGLIO’s classroom during her junior year at BLOOM TRAIL HIGH SCHOOL – in a closet or armoire inside the classroom. The Plaintiff would use the closet/armoire inside GIGLIO’s classroom as her personal “locker” to store her book bag, coat, and books throughout the school day.

19. During passing periods throughout the school day, the Plaintiff would enter GIGLIO’s classroom to pick-up or drop-off certain belongings, and the Plaintiff and GIGLIO would often engage in conversations similar to the late-night AOL conversations.

20. On several occasions during these passing periods in between classes, GIGLIO would intentionally brush his body against the Plaintiff or otherwise gratuitously touch her as she was walking in or out of the classroom.

21. When Plaintiff turned 17 years old on October 15, 2001, GIGLIO bought the Plaintiff a Mia Hamm jersey as a birthday present.

22. When the Plaintiff turned seventeen, she received her first cell phone, and thereafter the Plaintiff and GIGLIO moved their daily and nightly communications from AOL Messenger to cellular text messaging. GIGLIO would send the Plaintiff text messages on a daily basis.

23. In January 2002, during the Plaintiff’s junior year, GIGLIO took his grooming of the Plaintiff to the next level. He asked the Plaintiff if she wanted to play soccer after school given that he knew from prior conversations that she enjoyed playing soccer and wanted to continue playing on the school’s soccer team. The Plaintiff and GIGLIO began playing soccer together in the school gym after school multiple days per week. They would play alone – in a section of the

BLOOM TRAIL HIGH SCHOOL gym that was curtained off from other areas of the gym.

24. During these after school soccer sessions in the BLOOM TRAIL HIGH SCHOOL gym in January 2002, GIGLIO would suggest games where he would bet things like a Coke or Snickers candy bar if he could score on Plaintiff.

25. During each of these soccer sessions in the BLOOM TRAIL HIGH SCHOOL gym in January 2002, GIGLIO would also intentionally rub against the Plaintiff and gratuitously touch her buttock or waist.

26. During these soccer sessions in the BLOOM TRAIL HIGH SCHOOL gym in January 2002, GIGLIO would move his face very close to the Plaintiff's face after he scored a goal. During one of these sessions in January 2002, GIGLIO leaned in after scoring a goal and kissed the Plaintiff on her mouth. Thereafter, GIGLIO once again took his grooming of the Plaintiff to the next level.

27. During the February 2002 – May 2002 timeframe, GIGLIO was no longer the Plaintiff's teacher, but the Plaintiff continued to use his classroom at BLOOM TRAIL HIGH SCHOOL as her personal locker. During passing periods throughout the day, on numerous occasions GIGLIO would kiss Plaintiff if no one was around or he would intentionally brush against Plaintiff or touch her leg as they were passing by one another with other students or teachers present.

28. During the February 2002 – May 2002 timeframe, on a near-daily basis, at the end of each school day, GIGLIO and the Plaintiff would stay in his classroom at BLOOM TRAIL HIGH SCHOOL. GIGLIO would turn off the lights in the classroom and lock the door. GIGLIO would kiss the Plaintiff, and he soon progressed to touching the Plaintiff's breasts, making the Plaintiff touch his penis over his pants, and inserting his fingers into the Plaintiff's vagina.

Afterwards, GIGLIO would peak outside of the classroom door to make sure the hallway was clear, and GIGLIO and the Plaintiff would leave the classroom and walk in opposite directions.

29. During the abovementioned timeframe, there were multiple teachers, staff, and administrators of BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 who observed the Plaintiff coming in and out of GIGLIO's classroom throughout the day and who observed her enter GIGLIO's classroom after school where she remained alone with GIGLIO.

30. During the abovementioned timeframe, there were multiple teachers, staff, and administrators of BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 who knew or should have known of an inappropriate sexual relationship between GIGLIO and the Plaintiff.

31. On May 3, 2002, GIGLIO and the Plaintiff had sexual intercourse for the first time. It was the date of Plaintiff's junior prom, and GIGLIO was apparently heading to the Kentucky Derby. GIGLIO and the Plaintiff both left school early that day, and GIGLIO suggested that he come to the Plaintiff's house to "see her prom dress." They both traveled to the Plaintiff's home where they started kissing in Plaintiff's room and then they had sexual intercourse. The Plaintiff was seventeen years old; this was her first sexual experience and partner.

32. Over the course of the next month from May 3, 2002, until the school year ended around June 3, 2002, GIGLIO and Plaintiff had sexual intercourse on a daily basis – indeed, during this timeframe GIGLIO and the Plaintiff had sexual intercourse or inappropriate sexual encounters on more than 50 occasions.

33. Many of these instances of sexual intercourse or sexual encounters between GIGLIO and Plaintiff occurred in GIGLIO's classroom at BLOOM TRAIL HIGH SCHOOL after

the school day ended. Other instances occurred in GIGLIO's car (parked in the Glenwood Woods North forest preserve), at GIGLIO's parents' house, or at the Plaintiff's house.

34. During this timeframe – from May 3, 2002 until the school year ended in June 2002 – numerous BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 teachers, staff, and administrators knew that the Plaintiff was alone with GIGLIO inside his classroom throughout the day (even though he wasn't her teacher at the time) and after school on a daily basis.

35. On one occasion during this timeframe, when the Plaintiff was walking out of GIGLIO's classroom after school, a BLOOM TRAIL HIGH SCHOOL teacher and staff member jokingly asked the Plaintiff if she was "doing the walk of shame."

36. On another occasion after school one day, a BLOOM TRAIL HIGH SCHOOL administrator and department head used a key to open the locked door to GIGLIO's classroom and walked into classroom while the lights were off and GIGLIO and the Plaintiff were kissing and engaged in an inappropriate sexual encounter. Upon hearing the keys open the door, GIGLIO ran to the door to prevent the school administrator from coming in.

37. During this timeframe – from May 3, 2002 until the school year ended in June 2002 – numerous BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 teachers, staff, and administrators knew or should have known that GIGLIO was having an inappropriate sexual relationship with the Plaintiff.

38. GIGLIO continued to have sexual intercourse and inappropriate sexual encounters with Plaintiff throughout the summer of 2002.

39. During the summer of 2002 – after the Plaintiff's junior year and prior to beginning her senior year at BLOOM TRAIL HIGH SCHOOL, GIGLIO registered the Plaintiff for a school-

sponsored summer mentorship program in which GIGLIO served as her mentor. There were other BLOOM TRAIL HIGH SCHOOL teachers and students involved in the mentorship program. The program involved trips to a Chicago White Sox game, Museum of Science and Industry, Navy Pier, and Water Tower. GIGLIO would pick up the Plaintiff at her home and drive her in his vehicle to the various events. GIGLIO and the Plaintiff would have sexual intercourse prior or subsequent to the mentorship events.

40. During the Plaintiff's senior year at BLOOM TRAIL HIGH SCHOOL in 2002, at GIGLIO's suggestion she was placed to serve as GIGLIO'S "student aide," which meant she was placed in GIGLIO'S classroom, under GIGLIO's supervision, and alone with him during approximately two class periods each school day.

41. During the Plaintiff's senior year at BLOOM TRAIL HIGH SCHOOL in 2002, based on the knowledge or suspicion of various teachers, staff, and administrators of BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 regarding an inappropriate sexual relationship between Plaintiff and GIGLIO, the Plaintiff was removed as GIGLIO's student aid for only one of the two class periods, and transferred to serve as an English office aid under another teacher's supervision for that single class period.

42. The Plaintiff turned eighteen years old on October 15, 2002.

43. The Defendants, BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206, held themselves out to the public and the Plaintiff as a safe place for children to be educated, enriched, and fulfilled with extracurricular activities. The Plaintiff placed great trust in GIGLIO and the Defendants, BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206.

44. The Defendants' position of authority and relationship to the Plaintiff established a duty of good faith, fair dealing, and the duty to act with the highest degree of trust and confidence; including the duty to warn, the duty to disclose, and the duty to protect children and vulnerable young adults from sexual abuse and exploitation by teachers, coaches, and mentors, including GIGLIO.

45. Teachers, staff, and administrators of BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DITRICT 206 were in a specialized or superior position to observe, investigate, and protect against suspected sexual abuse of students by GIGLIO that was of critical importance to the wellbeing, protection, care and treatment of those students, including Plaintiff.

46. The Plaintiff, on the other hand, was in a subordinate position of vulnerability, inexperience, and inadequacy to protect against sexual abuse committed by one of her teachers and mentors at BLOOM TRAIL HIGH SCHOOL.

47. BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DITRICT 206 had a duty to thoroughly investigate knowledge or suspicion of sexual abuse involving one of its teachers and minor students, and to take appropriate action to prevent further abuse to the Plaintiff.

48. The Defendants, BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DITRICT 206, breach of this duty, as well as other duties, through inaction and inadequate action, resulted in catastrophic consequences to the welfare and wellbeing of the Plaintiff due to their failure to properly investigate, prevent, disclose, discover, or conceal GIGLIO's acts of sexual misconduct towards the Plaintiff.

49. Staff and administrators of the Defendants, BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DITRICT 206, were fully aware that the effects of sexual molestation upon children and vulnerable young adults could be devastating to their physical and emotional well-being.

50. The Defendants, BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DITRICT 206, created the misperception in the mind of the Plaintiff and her caregivers, that the Plaintiff was safe with Defendant GIGLIO as her teacher and mentor.

51. The Plaintiff was a victim of a known and preventable hazard that Defendants, BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DITRICT 206, created and allowed to continue due to their failure to properly investigate and/or respond to knowledge, claims, or reasonable suspicion of sexual abuse of the Plaintiff by GIGLIO.

52. That Plaintiff had the right to rely and did rely upon the representations of Defendants, BLOOM TRAIL HIGH SCHOOL and BLOOM TOWNSHIP HIGH SCHOOL DITRICT 206, including, but not limited to representations regarding the school's teachers, mentors, and coaches, including GIGLIO.

53. As a direct result of the grooming, sexual abuse and sexual exploitation described herein, the Plaintiff has suffered and continues to suffer severe and permanent emotional distress, resulting in physical manifestations, embarrassment, a failed marriage, loss of self-esteem, humiliation and psychological injuries including anxiety and depression; and was prevented and will continue to be prevented from performing her normal daily activities and obtaining the full enjoyment of life; and have incurred and will continue to incur expenses for medical and psychological treatment, therapy and counseling; and have incurred and will continue to incur loss of income and/or loss of earning capacity.

54. The Plaintiff did not discover or otherwise become aware of the various damages caused by GIGLIO's childhood sexual abuse until 2024 when her marriage fell apart and she began treating with a mental health therapist.

COUNT I
SEXUAL ASSAULT AND BATTERY – GIGLIO

The Plaintiff, JANE DOE, through her attorneys, PASSEN & POWELL, pleading hypothetically and in the alternative, complains against the Defendant, GIGLIO, as follows:

1– 54. The Plaintiff incorporates paragraphs 1 – 54 of this Complaint as if fully set forth under this Count.

55. At all times relevant, the Defendant, GIGLIO, was engaged in a pattern and practice of continuous sexual grooming and sexual assault and abuse of the Plaintiff while she was a minor and a student at BLOOM TRAIL HIGH SCHOOL.

56. At all times relevant, GIGLIO was in a position of trust, authority, and supervision relative to the Plaintiff while she was a minor and student at BLOOM TRAIL HIGH SCHOOL.

57. During the relevant timeframe and continuing on hundreds of occasions through October 15, 2002, GIGLIO sexually assaulted and abused JANE DOE, while she was a minor, including inappropriate touching, fondling, nudity, oral stimulation, vaginal penetration, sexual intercourse and other sexual acts. Further, GIGLIO perpetrated this sexual misconduct upon JANE DOE in his role as teacher and staff member for BLOOM TRAIL HIGH SCHOOL and/or BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206.

58. The aforementioned sexual conduct was committed intentionally by GIGLIO for his own sexual gratification and arousal.

59. At all times relevant, JANE DOE was a minor under the age of eighteen and lacked the capacity to consent to the aforementioned sexual conduct.

60. As a direct result of GIGLIO'S sexual misconduct, the Plaintiff has sustained and continues to suffer severe and permanent injuries of a physical, psychological, and emotional nature.

WHEREFORE, the Plaintiff, JANE DOE, respectfully asks for judgement against Defendant, RONALD GIGLIO, in a sum in excess FIFTY THOUSAND DOLLARS (\$50,000), which will fairly compensate the Plaintiff for the injuries sustained, plus applicable costs and interest.

COUNT II
INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS – GIGLIO

The Plaintiff, JANE DOE, through her attorneys, PASSEN & POWELL, pleading hypothetically and in the alternative, complains against the Defendant, GIGLIO, as follows:

1– 54. The Plaintiff incorporates paragraphs 1 – 54 of this Complaint as if fully set forth under this Count.

55. GIGLIO was aware that the Plaintiff – given her age, inexperience, and position as a student at BLOOM TRAIL HIGH SCHOOL – was vulnerable to emotional, psychological and sexual abuse and manipulations, and he used that knowledge to achieve his objectives of sexual gratification and abuse.

56. On various and repeated dates and times described herein, including from May 3, 2002 until Plaintiff turned eighteen, while on school premises of BLOOM TRAIL HIGH SCHOOL, including in GIGLIO's classroom during and after school hours, as well as at other locations, GIGLIO intentionally, and willfully and wantonly, engaged in a continuing, recurring, and repeated course of outrageous conduct with Plaintiff, including but not limited to:

- a. Sexual touching;
- b. Sexual intercourse; and

- c. Instruction to Plaintiff that she could not tell anyone about GIGLIO's sexual misconduct or he would "go to jail" and his "life would be over."

57. The Defendant, GIGLIO, knew or in the exercise of reasonable care should have known, that his sexual assaults and battery and abuse of Plaintiff would result in serious emotional distress to the Plaintiff.

58. In doing the alleged acts above, GIGLIO acted with willful, wanton, reckless, intentional, and deliberate disregard for the likelihood that Plaintiff would suffer severe emotional distress as a direct and proximate result of his sexual abuse of Plaintiff.

59. GIGLIO's conduct as alleged above was extreme and outrageous and went beyond all bounds of decency.

60. As a direct and proximate result of GIGLIO's wrongful actions and sexual assaults and battery and abuse as described above, Plaintiff suffered and continues to suffer severe emotional distress.

WHEREFORE, The Plaintiff, JANE DOE, respectfully asks for judgement against the Defendant, RONALD GIGLIO, in a sum in excess FIFTY THOUSAND DOLLARS (\$50,000), which will fairly compensate the Plaintiff for the injuries sustained, plus applicable costs and interest.

COUNT III **NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS – GIGLIO**

The Plaintiff, JANE DOE, through her attorneys, PASSEN & POWELL, pleading hypothetically and in the alternative, complains against Defendant, GIGLIO, as follows:

1– 54. The Plaintiff incorporates paragraphs 1 – 54 of this Complaint as if fully set forth under this Count.

55. The Defendant, GIGLIO, knew, or in the exercise of reasonable care should have known, that his repeated sexual assaults and battery and abuse of the Plaintiff would result in serious emotional distress to the Plaintiff.

56. GIGLIO, as Plaintiff's teacher, mentor and someone who intentionally gained Plaintiff's confidence and trust, owed a duty to Plaintiff to refrain from sexually assaulting and abusing Plaintiff.

57. GIGLIO breached the duty described above by negligently and carelessly engaging in multiple acts of sexual assault, battery, and abuse with Plaintiff in disregard for the likelihood that Plaintiff would suffer severe emotional distress as a direct and proximate result of the sexual abuse of Plaintiff.

58. The Defendant's conduct as alleged above was extreme and outrageous and went beyond all bounds of decency.

59. As a direct and proximate result of GIGLIO's negligence and carelessness as described above, the Plaintiff suffered and continues to suffer severe emotional distress.

WHEREFORE, Plaintiff, JANE DOE, respectfully asks for judgement against the Defendant, RONALD GIGLIO, in a sum in excess FIFTY THOUSAND DOLLARS (\$50,000), which will fairly compensate the Plaintiff for the injuries sustained.

COUNT IV
NEGLIGENCE – GIGLIO (Direct Liability) and BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL (Vicarious Liability)

The Plaintiff, JANE DOE, through her attorneys, PASSEN & POWELL, pleading hypothetically and in the alternative, complains against Defendants, GIGLIO, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206, and BLOOM TRAIL HIGH SCHOOL, as follows:

1– 54. The Plaintiff hereby incorporates paragraphs 1 – 54 of this Complaint as if fully set forth under this Count.

55. During the approximate period from the beginning of the Plaintiff's sophomore year in 2000 until the date she turned eighteen on October 15, 2002, and at all times relevant, GIGLIO was acting within the scope of his employment or agency authority by the Defendants BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL.

56. While acting as an employee and/or agent of Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, GIGLIO served as a teacher, supervisor, mentor, and coach working with and among students, including the Plaintiff. GIGLIO used such roles to gain trust and confidence of the students, including Plaintiff, and in these roles serving as a trusted advisor and mentor to Plaintiff, was bound by a duty to act in a reasonable careful manner towards the students, including Plaintiff.

57. GIGLIO was aware of the Plaintiff's age and inexperience, as well as her fragile emotional state, and used this knowledge to groom Plaintiff and gain many intimate and personal secrets, feelings, emotions, stories, and attributes by and through his role as teacher, mentor, and coach at BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL.

58. GIGLIO, in his role as teacher, mentor, and coach at BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, was bound by a duty to act with reasonable care for the mental, physical, emotional, psychological, and overall health of the minor students he taught, supervised, coached, counseled, and mentored, and was bound by a duty to act reasonably careful towards those students in terms of his communication and physical actions with those students, including Plaintiff.

59. In violation of such duty, during the aforementioned period, while acting as the agent and employee of BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, GIGLIO was negligent in the following respects:

- (a) Utilized his age and positions of power and authority over Plaintiff in order to gain her trust and then commit repeated acts of sexual assault;
- (b) Manipulated the emotions of the minor Plaintiff to gain control and obedience over her and creating an environment of confusion, guilt, shame, and other emotional disorders so that GIGLIO could exploit the power imbalance created by the roles he assumed with his position;
- (c) Exploited his positions of authority at BLOOM TRAIL HIGH SCHOOL to gain intimate knowledge of Plaintiff's personal and family life in order to control her; manipulate the emotions and thinking of Plaintiff so that he could exploit her;

60. The Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, are sued pursuant to the doctrine of *respondeat superior* given that GIGLIO committed the above negligent acts or omissions as an employee and agent of Defendants BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL and while acting in the scope of his agency and employment.

61. As a direct and proximate result of the Defendants' aforementioned negligent conduct, the Plaintiff sustained severe and permanent injury of a personal and pecuniary nature including but not limited to ongoing loss of a normal life, disability, physical pain and suffering, and extreme mental and emotional distress.

WHEREFORE, Plaintiff, JANE DOE, respectfully asks for judgement against the Defendants, RONALD GIGLIO, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, jointly and severally, in a sum in excess FIFTY THOUSAND

DOLLARS (\$50,000), which will fairly compensate the Plaintiff for the injuries sustained, plus applicable costs and interest.

COUNT V
NEGLIGENT RETENTION – BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206
and BLOOM TRAIL HIGH SCHOOL

The Plaintiff, JANE DOE, through her attorneys, PASSEN & POWELL, pleading hypothetically and in the alternative, complains against Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, as follows:

1– 54. The Plaintiff hereby incorporates paragraphs 1 – 54 of this Complaint as if fully set forth under this Count.

55. On various dates and times and at all times relevant, GIGLIO engaged in continuing, recurring, and repeated course of sexual conduct with Plaintiff on the school premises of BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL and as part of school-sponsored programs.

56. At all times relevant, all individuals associated with and employed by Defendants BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL understood the dangers posed by teachers, coaches, mentors and/or educators with pederastic tendencies and that children would be vulnerable to these tendencies.

57. On various dates and times during the relevant timeframe, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting through their employees and agents, knew or should have known that Plaintiff was being sexually touched and abused by GIGLIO.

58. On various dates and times during the relevant timeframe, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting

through their employees and agents, knew or should have known that GIGLIO was a danger to students at the school, but Defendants failed to take any action to remove GIGLIO, warn or protect the students, including the Plaintiff.

59. As a result of Defendants' retention of GIGLIO, the Defendants were aware or should have been aware of GIGLIO's pederastic tendencies and the risks he posed to the minor students at BLOOM TRAIL HIGH SCHOOL, including the Plaintiff.

60. The Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, knew or should have known that GIGLIO was unfit for the positions which he held, and that he was unfit to perform the duties consistent with that role.

61. At all times relevant, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, owed the minor high school students, including Plaintiff, a duty to protect them against repeated acts of sexual assault committed by teachers at the school, especially on school premises, including by means of reporting to authorities, terminating, or otherwise disciplining agents or employees who posed a safety threat to the wellbeing of students, including Plaintiff.

62. The Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, breached their duty owed to Plaintiff by (a) failing to discipline GIGLIO; (b) failing to investigate GIGLIO's inappropriate contact with Plaintiff; (c) failing to report GIGLIO's sexual misconduct to police or other authorities; and (d) failing to suspend or terminate GIGLIO's employment despite knowing or having reason to know of his inappropriate sexual conduct towards minor students, including the Plaintiff, and by failing to provide a safe haven for students and failing to take any action upon constructive or actual notice of the dangers posed by GIGLIO.

63. The Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, were aware or should have been aware of the dangerous sexual propensities of GIGLIO, yet, despite this knowledge, negligently retained GIGLIO in his position as teacher, coach, mentor, and the other roles he served in at BLOOM TRAIL HIGH SCHOOL.

64. The injuries suffered by the Plaintiff were proximately caused by Defendants' negligent retention of GIGLIO.

65. Further, but for these negligent acts, the Plaintiff would not have been subject to the repeated acts of sexual abuse committed by GIGLIO.

66. As a direct and proximate cause of the aforementioned conduct of the Defendants, the Plaintiff suffered, and continues to suffer, severe and permanent injury of a personal and pecuniary nature including but not limited to ongoing loss of a normal life, disability, physical pain and suffering, and extreme mental and emotional distress.

WHEREFORE, Plaintiff, JANE DOE, respectfully asks for judgement against the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, jointly and severally, in a sum in excess FIFTY THOUSAND DOLLARS (\$50,000), which will fairly compensate the Plaintiff for the injuries sustained, plus applicable costs and interest.

COUNT VI
NEGLIGENCE – BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206
and BLOOM TRAIL HIGH SCHOOL (Direct Liability)

The Plaintiff, JANE DOE, through her attorneys, PASSEN & POWELL, pleading hypothetically and in the alternative, complains against Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, as follows:

1– 54. The Plaintiff hereby incorporates paragraphs 1 – 54 of this Complaint as if fully set forth under this Count.

55. On various dates and times during the relevant timeframe through October 15, 2002, GIGLIO engaged in continuing, recurring, and repeated course of sexual conduct with the Plaintiff while on the school premises of BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL and as part of school-sponsored programs.

56. At all times relevant, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, owed JANE DOE a duty to safeguard her from grooming and repeated acts of sexual abuse committed by members of its faculty and staff, including GIGLIO.

57. During the relevant timeframe, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, knew or had reason to know, via its agents and staff, that GIGLIO was engaged in grooming and sexual abuse of JANE DOE, but, despite such knowledge, failed to take appropriate action to stop it.

58. On various dates and times during the relevant timeframe through October 15, 2002, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting through their employees and agents, had a duty and was responsible for supervising and disciplining teachers, including GIGLIO, to protect students from inappropriate behavior or sexual assault committed by teachers.

59. On various dates and times during the relevant timeframe through October 15, 2002, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting through their employees and agents, knew or should have known that Plaintiff was being sexually touched and abused by GIGLIO inside GIGLIO's school

classroom, on the school's premises, in the course of a school-sponsored summer mentorship program, and in other locations.

60. On various dates and times during the relevant timeframe through October 15, 2002, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting through their employees and agents, failed to safely and adequately supervise GIGLIO in his interactions with minor students, including Plaintiff.

61. On various dates and times during the relevant timeframe through October 15, 2002, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting through their employees and agents, failed to prevent and protect against GIGLIO being alone with Plaintiff in a locked classroom on a near-daily basis.

62. On various dates and times during the relevant timeframe through October 15, 2002, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting through their employees and agents, knew or should have known that GIGLIO was a danger to students at the school, but the Defendants failed to take any action to properly supervise GIGLIO or warn or protect the students, including the Plaintiff.

63. During the relevant timeframe, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, knew or should have known of GIGLIO's pederastic tendencies and the risks he posed to the minor students at BLOOM TRAIL HIGH SCHOOL, including the Plaintiff.

64. The Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, knew or should have known that GIGLIO was unfit for the positions which he held, and that he was unfit to perform the duties consistent with that role.

65. On various dates and times during the relevant timeframe through October 15, 2002, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting through their employees and agents, knew or should have known that Plaintiff was being sexually touched and abused by GIGLIO.

66. On various dates and times during the relevant timeframe through October 15, 2002, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acting through their employees and agents, had a duty to exercise reasonable care to protect students, including the Plaintiff, against repeated acts of sexual abuse committed by teachers, including GIGLIO, especially abuse committed on school premises.

67. In violation of their duty of care, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, were negligent in the following respects:

- (a) Failed to properly and safely supervise GIGLIO, such that he was allowed to engage in continuing, recurring, and repeated acts of sexual abuse of Plaintiff;
- (b) Failed to prevent GIGLIO's grooming and repeated acts of sexual abuse of Plaintiff;
- (c) Failed to prevent GIGLIO from being alone with Plaintiff in a closed, locked classroom in BLOOM TRAIL HIGH SCHOOL;
- (d) Failed to prevent GIGLIO from being alone with Plaintiff in GIGLIO's vehicle;
- (e) Failed to prevent GIGLIO from transporting Plaintiff, in GIGLIO's personal motor vehicle, to and from school and school-sponsored events;
- (f) Placed GIGLIO as Plaintiff's "mentor" in a school-sponsored program;
- (g) Placed Plaintiff as GIGLIO's "student aide" resulting in GIGLIO spending additional unsupervised time with Plaintiff during the school day and on school premises;

- (h) Failed to safely monitor the activities of GIGLIO while GIGLIO was in BLOOM TRAIL HIGH SCHOOL;
- (i) Failed to safely or properly investigate observations or claims of sexual misconduct committed by GIGLIO;
- (j) Failed to safely or properly investigate the actions of GIGLIO with Plaintiff while on school premises;
- (k) Permitted Plaintiff to use GIGLIO's classroom as her personal "locker";
- (l) Failed to curtail or investigate the amount of time spent alone between GIGLIO and Plaintiff while on school premises.
- (m) Failed to properly investigate the circumstances of the transport of Plaintiff by GIGLIO to and from school and school-sponsored activities;
- (n) Failed to reasonably and carefully train its staff to ensure timely and proper reporting of sexual abuse of students;
- (o) Failed to conduct reasonable and appropriate pre- and post-hire investigation or procedures to determine whether GIGLIO was fit for employment as a high school teacher and whether he presented a safety threat to students.

66. As a direct and proximate result of one or more of the Defendants' described careless and negligent acts and/or omissions, GIGLIO was permitted to engage in continuing, recurring, and repeated acts of sexual abuse of the Plaintiff resulting in severe and permanent injury of a personal and pecuniary nature including but not limited to ongoing loss of a normal life, disability, physical pain and suffering, and extreme mental and emotional distress.

WHEREFORE, the Plaintiff, JANE DOE, respectfully asks for judgement against the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, jointly and severally, in a sum in excess FIFTY THOUSAND DOLLARS (\$50,000), which will fairly compensate the Plaintiff for the injuries sustained, plus applicable costs and interest.

COUNT VII
WILLFUL AND WANTON CONDUCT – BLOOM TOWNSHIP HIGH SCHOOL
DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL

The Plaintiff, JANE DOE, through her attorneys, PASSEN & POWELL, pleading hypothetically and in the alternative, complains against Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, as follows:

1– 54. The Plaintiff hereby incorporates paragraphs 1 – 54 of this Complaint as if fully set forth under this Count.

55– 65. The Plaintiff hereby incorporates paragraphs 55 – 65 of Count VI as if fully set forth under this Count.

66. The Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, by holding itself out as a place of education, safety, guidance, and support, and by holding GIGLIO out as a fit agent, agreed to and did undertake to provide for the supervision, care and physical safety of the Plaintiff. As such, the Defendants BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, owed the Plaintiff a duty to provide her with supervision, care, and physical safety.

67. The Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, by and through its agents, servants and employees, knew or reasonably should have known of GIGLIO's dangerous and exploitative propensities as a sexual abuser of minor students and/or unfit agent.

68. The Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, by and through its agents, servants and employees, knew or reasonably should have known of GIGLIO's repeated acts of inappropriate sexual conduct and sexual abuse of the Plaintiff.

69. At all times relevant, the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, acted with utter indifference to and with conscious disregard for the safety of Plaintiff in the following respects:

- (a) Failed to investigate clear signs of sexual abuse involving GIGLIO and Plaintiff;
- (b) Failed to report clear signs of sexual abuse involving GIGLIO and Plaintiff;
- (c) Retained GIGLIO as a teacher, coach, and mentor despite knowing or having reason to know that he was engaged in the sexual abuse of Plaintiff;
- (d) Permitted GIGLIO to commit repeated acts of sexual assault and abuse of Plaintiff while on school premises in GIGLIO's locked classroom;
- (e) Placed GIGLIO as Plaintiff's "mentor" despite knowing or having reason to know of an inappropriate sexual relationship between GIGLIO and Plaintiff;
- (f) Placed Plaintiff as GIGLIO's "student aid" despite knowing or having reason to know of an inappropriate sexual relationship between GIGLIO and Plaintiff;
- (g) Failed to conduct any meaningful supervision of GIGLIO, which permitted him to sexually abuse Plaintiff on school premises, during and after school hours, and as part of school-sponsored activities;
- (h) Failed to report GIGLIO's suspected abuse of Plaintiff to DCFS in accordance with its duty under the Abused and Neglected Child Reporting Act; 325 ILCS 5/1, *et. seq.* (LEXIS 2016);
- (i) Failed to undertake any measures to ensure that GIGLIO would not continue to abuse Plaintiff;
- (j) Exposed Plaintiff to repeated acts of sexual abuse committed by GIGLIO in unsupervised environment while on school premises, during and after school, and as part of school-sponsored programs.

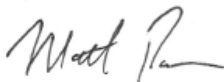
70. As a direct and proximate result of one or more of the described acts of willful and wanton misconduct committed by the Defendants, BLOOM TOWNSHIP HIGH SCHOOL

DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, GIGLIO engaged in continuing, recurring, and repeated course of sexual conduct with Plaintiff, causing Plaintiff to suffer severe and permanent injuries of a personal and pecuniary nature including but not limited to ongoing loss of a normal life, disability, physical pain and suffering, and extreme mental and emotional distress.

WHEREFORE, the Plaintiff, JANE DOE, respectfully asks for judgement against the Defendants, BLOOM TOWNSHIP HIGH SCHOOL DISTRICT 206 and BLOOM TRAIL HIGH SCHOOL, in a sum in excess FIFTY THOUSAND DOLLARS (\$50,000), which will fairly compensate the Plaintiff for the injuries sustained, as well as punitive damages, plus applicable costs and interest.

THE PLAINTIFF DEMANDS A TWELVE PERSON JURY TRIAL

Respectfully submitted,
PASSEN & POWELL



BY: _____
Attorneys for the Plaintiff

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Firm ID 63069

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION**

JANE DOE,

Plaintiff

vs.

**BLOOM TOWNSHIP HIGH SCHOOL DISTRICT
206, BLOOM TRAIL HIGH SCHOOL, and
RONALD GIGLIO,**

Defendants.

No.

ORDER

This matter coming to be heard on Plaintiffs' Petition to Proceed under a Fictitious Name, the Court being fully advised and having heard argument, the Court finds as follows:

Pursuant to *In re Marriage of Johnson*, 232 Ill. App. 3d 1068 (4th Dist. 1992), the Court has balanced Plaintiffs' right to privacy against the public's right of access to open court proceedings. Plaintiffs contends they have a compelling interest due to the highly personal, sensitive nature of this matter involving allegations of sexual assault and other sexual-related misconduct.

The Court finds there is a compelling interest that favors Plaintiff's right to privacy in keeping her names from the public and such right is superior to the public's right of access to an open proceeding. *See Doe v. Doe*, 282, Ill App. 3d 1078, 1088 (1st Dist. 1996).

The Court further finds that the privacy issue involved shall be protected in the least restrictive way possible. The Court finds that the least restrictive way to protect the privacy of Plaintiffs is allowing them to proceed under a fictitious name.

This order may be reconsidered if Plaintiff take any steps to make her name known to the public and shall be reconsidered by the trial judge at the time of jury selection.

PASSEN & POWELL

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Firm I.D. No. 63069

ENTERED:

FILED

MAY 08 2024

KATHY M. FLANAGAN #227