

APPROVE THE ASSIGNMENT AND ASSUMPTION OF MERCURY INTERACTIVE CORPORATION CONTRACT TO HEWLETT-PACKARD COMPANY**THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve the assignment and assumption of the Mercury Interactive Corporation agreement to Hewlett-Packard Company, effective upon the execution of the written assignment and assumption agreement. Hewlett-Packard Company has acquired and assumed Mercury Interactive Corporation. The original agreement, authorized pursuant to Board Report No. 03-1119-PR15 as amended under 04-1215-PR13, was awarded on a non-competitive basis because of Mercury Interactive Corporation's expertise in project management software. The original agreement is for a term commencing December 1, 2003 and ending November 30, 2006. The first renewal, authorized pursuant to 06-1115-PR11, is for a term commencing December 1, 2006 and ending November 30, 2007. A written assignment and assumption agreement to assign the Mercury Interactive Corporation agreement and pricing schedule to Hewlett-Packard Company is currently being prepared. No payment for assigned contractual duties shall be made to Hewlett-Packard Company prior to the execution of the assignment and assumption agreement. Information pertinent to this assignment is stated below.

ASSIGNEE: Hewlett-Packard Company
2001 Butterfield Rd., Suite 700
Downers Grove, IL 60515
Contact Person: Henry Borkon
Email: hank.borkon@hp.com
Phone No.: 847.382.6020
Vendor No.: 46457

ASSIGNOR: Mercury Interactive Corporation
379 North Whisman Road
Mountain View, CA 94043
Contact Person: Tamara Bodner
Email: tbodner@mercury.com
Phone No.: 650.603.4611
Vendor No.: 36036

USER: Information & Technology Services
125 South Clark Street, 3rd Floor
Chicago, IL 60603
Contact Person: Robert Runcie, CIO
Phone No.: 773-553-1300

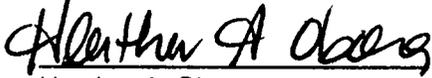
AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written assignment and assumption agreement. Authorize the President and Secretary to execute the assignment and assumption agreement.

AFFIRMATIVE ACTION: As a condition of this assignment and assumption of contractual duties the Assignee will make every good faith effort to comply with the provisions of the Revised Remedial Plan for Minority and Women Business Enterprise Economic Participation Program Goals.

LSC REVIEW: Local School Council approval is not applicable to this report.

FINANCIAL: No additional cost to the Board.

Approved for Consideration:



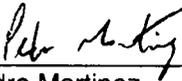
Heather A. Obara
Chief Purchasing Officer

Approved:



Arne Duncan
Chief Executive Officer

Within Appropriation:



Pedro Martinez
Chief Fiscal Officer

Approved as to legal form:

SB



Patrick J. Rocks
General Counsel