



RICHARD J. CODEY  
ACTING GOVERNOR

STATE OF NEW JERSEY  
DEPARTMENT OF PERSONNEL

ROLANDO TORRES, JR.  
COMMISSIONER

**Merit System Board**

**MINUTES OF REGULAR MEETING OF  
THE MERIT SYSTEM BOARD  
July 13, 2005**

**Rolando Torres, Jr., Chairman  
John Currie  
Margaret E.L. Howard  
Robert Long**

**JULY 13, 2005**

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A regular meeting of the Merit System Board was held on Wednesday, July 13, 2005, in Trenton, New Jersey.

**PRESENT:** Chairman Rolando Torres Jr., Merit System Board Members, John Currie Margaret E.L. Howard and Robert J. Long; Pamela Ullman, Deputy Attorney General; and Henry Maurer, Director, Division of Merit System Practices and Labor Relations.

In accordance with L.1975, c.231, Chairman Rolando Torres, Jr. opened the meeting with the following statement:

Notice of this meeting was filed with the Secretary of State and sent to the Trentonian, Trenton Times, Courier-Post and Star Ledger on December 3, 2004, and posted at the Department of Personnel, 3 Station Plaza, Trenton, New Jersey.

All actions were by unanimous vote unless otherwise specified.

**STATE**

The Merit System Board recorded the recommended changes in the State Classification Plan, copies of which are attached hereto and made a part hereof.

DATE: June 29, 2005

TO: Rolando Torres, Jr., Commissioner  
Department of Personnel

FROM: Elizabeth Van Marter, Director  
Human Resource Management

SUBJECT: Change in the Classification Plan

**ENVIRONMENTAL PROTECTION**

The Department of Environmental Protection requests the establishment of four intermittent titles as part of an initiative to convert thirty (30) hourly employees to either part time or intermittent positions. These functions are currently classified by Temporary Employment Service (TES) titles, which are restricted to a specific number of working hours per fiscal year. However, the demands, working hours and schedules of these seasonal functions are such that the TES designation is no longer appropriate.

Intermittent titles are assigned to the Non-Competitive Division of the career service in accordance with Department regulations.

**ADDITION OF INTERMITTENT TITLES**

Effective: 04/02/2005

Intermittent Maintenance Worker 1  
O10 - \_\_\_\_\_ Non-Competitive M 40/12

Intermittent Grounds Worker  
O10 - \_\_\_\_\_ Non-Competitive M 40/12

Intermittent Greenhouse Worker  
O10 - \_\_\_\_\_ Non-Competitive M 40/12

Intermittent Wildlife Worker  
O09 - \_\_\_\_\_ Non-Competitive M 40/12

**DATE:** June 30, 2005

**TO:** Rolando Torres, Jr., Commissioner  
Department of Personnel

**FROM:** Elizabeth Van Marter, Director  
Human Resource Management

**SUBJECT:** Change in the State Classification Plan

**GENERAL**

The Department of Transportation requests to establish a new title for general use.

The title will be used to supervise staff responsible for providing hardware maintenance support services. Two workweeks are needed to accommodate the work schedules of the user agencies.

The appropriate negotiations representatives have been notified and support this request. The bargaining unit assignment was established by the Office of Employee Relations.

**ESTABLISHMENT OF TITLE**

Effective: 03-19-05

Supervisor, Information Technology  
R30-\_\_\_\_ \* Career 3E/12

Supervisor, Information Technology  
R31-\_\_\_\_ \* Career NL/12

**DATE:** July 1, 2005

**TO:** Rolando Torres, Jr., Commissioner  
Department of Personnel

**FROM:** Elizabeth Van Marter, Director  
Human Resource Management

**SUBJECT:** Change in the State Classification Plan

**DEPARTMENT OF LAW AND PUBLIC SAFETY**

The Office of Counter Terrorism in the Department of Law and Public Safety requests to establish a new title series responsible for terrorism intelligence investigations. The titles should be assigned to the unclassified service, and are deemed confidential employees for the purposes of the New Jersey Employer-Employee Relations Act, in accordance with P.L. 2001, Chapter 246. These titles are reserved for exclusive use by the Office of Counter Terrorism.

The appropriate negotiations representatives are aware of this request. The bargaining unit assignments were established by the Office of Employee Relations.

**ESTABLISHMENT OF NEW TITLES**

Effective: 01/08/05

Intelligence Investigator 1, Office of Counter Terrorism  
V35-\_\_\_\_\_ Unclassified C 4E/12

Intelligence Investigator 2, Office of Counter Terrorism  
Y32-\_\_\_\_\_ Unclassified C N4/12

Intelligence Investigator 3, Office of Counter Terrorism  
Y28-\_\_\_\_\_ Unclassified C N4/12

**SECTION A – HEARING MATTERS**

**A-1 SETTLEMENTS**

In the Matter of Pedro Cancel  
County of Passaic  
Sheriff's Department  
Removal

In the Matter of Tarah Gilbert  
Vineland Developmental Center  
Department of Human Services  
Release at the end of the working test period

In the Matter of Harry Keat  
Edna Mahan Correctional Facility  
Department of Corrections  
Suspension and Removal

In the Matter of Paul Kubala  
County of Sussex  
Department of Engineering and Planning  
Resignation not in good standing

In the Matter of Wysheka Lowery  
New Jersey Veterans Memorial Home Paramus  
Removals (2)

In the Matter of Aida Molina  
Motor Vehicle Commission  
Release at the end of the working test period

In the Matter of Beth Paterson  
County of Monmouth  
Department of Health Care Facilities

In the Matter of David Rokeach  
East Jersey State Prison  
Department of Corrections  
Suspension

In the Matter of Ahmed Siddiq  
County of Monmouth  
Department of Health Care Facilities  
Suspension

In the Matter of Leroy Willis  
Rowan University  
Removal

In the Matter of Judy Sanderlin  
County of Salem  
Sheriff's Department  
Removal

In the Matter of Verona Wilson  
Woodbridge Developmental Center  
Department of Human Services  
Removal

**RECOMMENDATION OF THE ADMINISTRATIVE LAW JUDGE IN THE ABOVE CASES – SETTLEMENT**

**ACTION:** The Merit System Board acknowledged the settlements.

**A2 HORACE BOLLING**

Horace Bolling, Recreation Aide, Trenton Psychiatric Hospital, Department of Human Services, resignation not in good standing effective October 24, 2003, on the charge of job abandonment.

Recommendation of the Administrative Law Judge – Modify the resignation not in good standing to a resignation in good standing.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-3 EDWARD CARLSEN**

Edward Carlsen, Firefighter, City of Jersey City, Department of Fire and Emergency Services, forfeiture of four 24 hours days equal to 96 hours on the charge of excessive absenteeism.

Recommendation of the Administrative Law Judge – Dismiss appeal without prejudice.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-4 HECTOR FUENTES**

Hector Fuentes, Senior Correction Officer, Juvenile Justice Commission, Department of Law and Public Safety, 30-day suspension on charges of conduct unbecoming a public employee and verbal abuse of an inmate, patient, client, resident or employee.

Recommendation of the Administrative Law Judge – Reverse the 30-day suspension.

**ACTION:** The Merit System Board remanded the matter to the Office of Administrative Law Judge.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Yes)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Abstained)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**A-5 JOHN GRAHAM**

John Graham, Senior Correction Officer, Juvenile Justice Commission, Department of Law and Public Safety, six-month suspension on charges of conduct unbecoming a public employee, neglect of duty, negligence in performing duty resulting in injury to persons or damage to property, failure to report injury, abuse, or accident involving inmates, residents, patients, or clients and violation of a rule, regulation, policy, procedure, order, or administrative decision.

Recommendation of the Administrative Law Judge – Reverse the six-month suspension.

**ACTION:** The Merit System Board directed that this matter be held over.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Yes)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Abstained)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>



**A-6 KIWANDA LEAK**

Kiwanda Leak, Human Services Assistant, Woodbridge Developmental Center, Department of Human Services, 20-day suspension on the charge of conduct unbecoming a public employee and removal effective September 17, 2004, on charges of falsification, intentional misstatement of material fact in connection with work and attendance.

Recommendation of the Administrative Law Judge – Dismiss the appeal for failure to appear at the scheduled hearing.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-7 STEVEN MCKOY**

Steven McKoy, Human Services Assistant, Trenton Psychiatric Hospital, Department of Human Services, 20-day suspension on charges of violation of a rule, policy, procedure, inappropriate physical contact or mistreatment of a patient and verbal abuse of a patient.

Recommendation of the Administrative Law Judge – Uphold the 20-day suspension.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-8 DANILO POLO**

Danilo Polo, Police Officer, Township Willingboro, Department of Community Development, 25-day suspension on charges of fighting/quarreling with members of the department, refusal to obey a proper order from a superior officer, using profane language to a superior officer and failure to submit a proper report.

Recommendation of the Administrative Law Judge – Uphold the 25-day suspension.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-9 WILLIAM FATUM**

William Fatum, Program Development Specialist I, Juvenile Justice Commission, Department of Law and Public Safety, removal effective February 18, 2000, on charges of conduct unbecoming a public employee and neglect of duty. This matter was previously presented to the Merit System Board at its regular meeting of June 22, 2005, but was held over for further review.

Recommendation of the Administrative Law Judge – Modify the removal to a six-month suspension.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Yes)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Abstained)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**A-10 RICHARD HOLLAND**

Richard Holland, Grounds Worker, Rowan University, removal effective November 7, 1997, on charges of conviction of a crime and conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Reverse the removal.

**ACTION:** The Merit System Board directed that this matter be held over.

**A-11 WILLIE MCNEIL**

Willie McNeil, County Correction Officer, County of Burlington, County Jail, two ten-day suspensions, a 20-day and a 15-day suspension and removal effective May 25, 2004, on charges of chronic or excessive absenteeism or lateness and violation of the attendance and lateness policy.

Recommendation of the Administrative Law Judge – Uphold the two ten-day suspensions, uphold the 20-day and 15-day suspensions and uphold the removal.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-12 GAIL PHILLIPS-VEAL**

Gail Phillips-Veal, Custodial Worker, Newark School District, removal effective March 19, 2004, on charges of insubordination, chronic or excessive absenteeism or lateness, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-13 KATHLEEN WILSON**

Kathleen Wilson, Sheriff's Officer, County of Camden, Sheriff's Department, removal effective April 29, 2003, on charges of conduct unbecoming a public employee, and insubordination.

Recommendation of the Administrative Law Judge – Uphold the removal.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge to uphold the removal but granted back pay from April 29, 2003 to May 28, 2003.

**VOTE:**

<b>Rolando Torres, Jr.</b>	<b>(Yes)</b>
<b>John Currie</b>	<b>(Yes)</b>
<b>Margaret E. L. Howard</b>	<b>(Yes)</b>
<b>Robert J. Long</b>	<b>(No)</b>

**A-14 DARRYL MARTIN**

Darryl Martin, Sheriff Officer, County of Monmouth, Sheriff's Department, appeals his entitlement to back pay, benefits, leave time and seniority. This matter was previously presented to the Merit System Board at its regular meeting of May 18, 2005, but was held over for testimony summary.

Recommendation of the Administrative Law Judge – Grant full back pay, reimbursement of medical expenses and lost vacation days in the amount of \$159,308.48.

**ACTION:** The Merit System Board modified the recommendation of the Administrative Law Judge as to back pay and granted back pay only for the period of time from the appellant's removal through May 31, 1999. The Merit System Board reversed the ALJ's recommendation to grant vacation time and reimbursement for medical expenses.

**SECTION B – MISCELLANEOUS MATTERS**

**B-1 MARCELINO ARCE**

Marcelino Arce appeals his rejection as a Correction Officer Recruit candidate by the Department of Corrections and its request to remove his name from the eligible list for Correction Officer Recruit (S9999D) on the basis of psychological unfitness to perform effectively the duties of the position.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-2 SEAN T. GRAHAM**

Sean T. Graham appeals the removal of his name from the (S9999D) County of Monmouth eligible list for the title of County Correction Officer on the basis of psychological unfitness.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-3 EMILIO NAZARIO**

Emilio Nazario appeals Mercer County's request to remove his name from the eligible list for Sheriff's Officer (S9999B) on the basis of an unsatisfactory background report and falsification of his application. The appellant also appeals Trenton's request to remove his name from the eligible list for Police Officer (S9999D) on the basis of an unsatisfactory background report and a failed psychological examination.

**ACTION:** The Merit System Board directed that these appeals be granted.

**B-4 LUCRETIA BELLAMY**

Lucretia Bellamy, a Senior Clerk Typist at the Central Reception and Assignment Facility, Department of Corrections, represented by William L. Kauffman, Staff Representative CWA Local 1040, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-5 LEONARD CARTER**

Leonard Carter, a Senior Correction Officer with South Woods State Prison, Department of Corrections, represented by Henry J. Cistrelli, Esq., appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-6 MATTHEW CIPRIANO**

Matthew Cipriano, an Instructor Counselor with Juvenile Justice Commission, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-7 CATINA CLARK**

Catina Clark, a Correction Officer Recruit, Juvenile Justice with the Juvenile Justice Commission, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-8 CHARLES CLAYTON**

Charles Clayton, a Senior Correction Officer at the New Jersey State Prison, Department of Corrections (DOC), appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-9 SONYA CONYERS-MASON**

Sonya Conyers-Mason, a Senior Youth Worker with the Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-10 LEWIS DUTTON**

Lewis Dutton, a former Correction Sergeant with South Woods State Prison, Department of Corrections, appeals the denial of sick leave (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-11 DAWN GALLAGHER**

Dawn Gallagher, a Legal Secretary 1 with the Department of Law and Public Safety, represented by Jesse J. Averhart, Executive Vice President, CWA Local 1033, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-12 JAMES GARDNER, JR.**

James Gardner, Jr. a Senior Correction Officer with New Jersey State Prison, Department of Corrections, represented by Brian W. Shea, Esq., appeals the denial of additional sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-13 PAUL GROTZ**

Paul Grotz, a Maintenance Worker 1, Transportation, with the Department of Transportation, appeals the denials of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeals be denied.

**B-14 NOVELLA HANNAH-GREGORY**

Novella Hannah-Gregory, a Residential Living Specialist with the Vineland Developmental Center, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-15 EDWARD HINKLE**

Edward Hinkle, a Senior Correction Officer with the New Jersey State Prison, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-16 DENIS JASLOW**

Denis Jaslow, a Senior Correction Officer with East Jersey State Prison, Department of Corrections, represented by Henry J. Cistrelli, Esq., appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-17 LINDA JOHNSON**

Linda Johnson, a Technical Assistant with New Jersey City University, represented by John Polk, Staff Representative, CWA Local 1031, appeals the denial of sick leave injury (SLI) benefits

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-18 TARA M. KLINE**

Tara M. Kline, a Charge Nurse with the Ancora Psychiatric Hospital, Department of Human Services (DHS), appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-19 BEVERLY LAPSLEY**

Beverly Lapsley, a Deputy Attorney General 3 with the Department of Law & Public Safety, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-20 ELIZABETH LIBBY**

Elizabeth Libby, a Practical Nurse with Woodbine Developmental Center, Department of Human Services appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-21 LANETTE LITTLE**

Lanette Little, a Correction Officer Recruit at Northern State Prison, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-22 MARCUS MARCANO**

Marcus Marcano, a Senior Correction Officer at Riverfront State Prison, Department of Corrections, represented by Joseph A. Carmen, Esq., appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-23 VIRGINIA MARSHALL**

Virginia Marshall, a Senior Therapy Program Assistant at Trenton Psychiatric Hospital, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-24 COLLEEN MCCOLLUM**

Colleen McCollum, a Family Service Specialist 2 with the Division of Youth and Family Services, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-25 RAYMOND MERCADO**

Raymond Mercado, a Senior Corrections Officer with Northern State Prison, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.



**B-26 DOROTHY NUTTAL**

Dorothy Nuttal, a Senior Correction Officer at Southern State Correctional Facility, Department of Corrections, represented by Joseph Carmen, Esq., appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-27 BOBBY SALTER**

Bobby Salter, an Electrician at South Woods State Prison, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-28 LORETTA SAMUELS**

Loretta Samuels, a Cottage Training Technician with the North Jersey Developmental Center, Department of Human Services (DHS), represented by Robert J. Wegner, Jr., Esq., appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-29 RICHARD SMITH**

Richard Smith, an Instructional Trade Instructor 1, Farm Operations with the Department of Corrections appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-30 RENEE J. SYMS**

Renee J. Syms, a Senior Correction Officer with the Garden State Reception and Youth Correctional Facility, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-31 COREY TULBAND**

Corey Tulband, a Senior Correction Officer with the New Jersey State Prison, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-32 BRANDI WELLS**

Brandi Wells, a Correction Officer Recruit with South Woods State Prison, Department of Corrections, represented by Joseph a. Carmen, Esq., appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-33 CHRISTOPHER ASLIN**

Christopher Aslin, represented by David J. DeFillippo, Esq., appeals the bypass of his name on a certification of the Police Captain (PM3566E), City of Linden, eligible list.

**ACTION:** The Merit System Board granted a hearing.

**B-34 RODNEY CARTER, JR.**

Rodney Carter, Jr., appeals the determination of the Division of Human Resource Information Services (HRIS) which found that the appointing authority had presented a sufficient basis to remove his name from the eligible list for Fire Fighter (M2013A), City of Camden on the basis that the appellant resided outside the residency scope.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-35 DENISE COONEY**

Denise Cooney appeals her removal from the eligible list for Employment Specialist (C0109D), Essex County for failure to respond to the certification.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-36 CHRISTOPHER HENDERSON**

Christopher Henderson appeals the decision of Human Resource Information Services (HRIS) which found that the appointing authority had presented a sufficient basis to remove his name from the Fire Fighter (M2013A), City of Camden, eligible list due to the falsification of his employment application and his criminal record.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-37 ROSALI LABOY, JR., ET AL.**

Rosali Laboy, Jr., Juan Martinez, and Cole Pettus, represented by James Katz, Esq., appeal the removal of their names from the Supervising Laborer (PM0798D), City of Camden (City), eligible list on the basis that they were no longer employed in the announced organizational/unit scope of the examination. The appellants also request that the eligible list be certified against the provisional position occupied by Merritt Spratley in the City's Public Works Department.

**ACTION:** The Merit System Board directed that these appeals be denied but ordered that a promotional examination be promptly announced for Supervising Laborer in the Public Works Department.

**B-38 RAFAEL A. MATTEO**

Rafael A. Matteo appeals the decision of the Division of Human Resource Information Services (HRIS) which found that the appointing authority had presented a sufficient basis to remove his name from the eligible list for Police Officer (S9999D), City of East Orange, on the basis that he failed to respond to the certification notice.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-39 MICHAEL SANTOS**

Michael Santos appeals the decision of Human Resource Information Services which found that the appointing authority had presented a sufficient basis to remove his name from the eligible list for County Correction Officer (S9999D), Hudson County, on the basis that he was outside the residency scope.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-40 DENNIS SHIPMAN**

Dennis Shipman appeals the removal of his name from the eligible list for Public Information Assistant (M0617F), Jersey City on the basis that he lacked the required education and/or experience required for the position.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-41 JAVIER CAMPOS AND GABRIEL CARRASQUILLO**

Terence Reidy, City Manager, City of Asbury Park, requests administrative relief on behalf of Javier Campos and Gabriel Carrasquillo, who serve in the Police officer (Bilingual in Spanish and English) title.

**ACTION:** The Merit System Board denied the request but directed that Mr. Campos and Mr. Carrasquillo are to be afforded the opportunity to compete in an alternate form of the Spanish/English Bilingual Examination (BICAT).

**B-42 ANTHONY HEARN**

Anthony Hearn, a Planning Associate 1 with the Department of Education, represented by Sidney H. Lehmann, Esq., appeals the determination of the Commissioner of Education (DOE) stating that the appellant had violated the State Policy Prohibiting Discrimination, Harassment or Hostile Environments in the Workplace (State Policy).

**ACTION:** The Merit System Board granted a hearing.

**B-43 FLORA ILCONICH**

Flora Ilconich, an Intermittent Labor Clerk with the Department of Labor and Workforce Development, appeals the determination of the Equal Employment Opportunity and Affirmative Action Officer, stating that the appellant failed to present sufficient evidence to support a finding that she had been subjected to violations of the New Jersey State Policy Prohibiting Discrimination, Harassment or Hostile Environments in the Workplace.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-44 KEITH SEIBERT**

Keith Seibert, a former Lieutenant with the Division of State Police, Department of Law and Public Safety (DL&PS), represented by Bray B. Barnes, Esq., appeals the determination of the DL&PS' Deputy Chief of Staff, stating that there was probable cause to substantiate a finding that he violated the New Jersey State Policy Prohibiting Discrimination, Harassment or Hostile Environments in the Workplace.

**ACTION:** The Merit System Board granted a hearing.

**B-45 PATRICK WRIGHT**

Patrick Wright, a former Aide with the Commission for the Blind and Visually Impaired (CBVI), Department of Human Services, appeals the determination of the Director of the Office of Equal Employment Opportunity (EEO), that there was no basis to conduct an investigation into whether the appellant had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination, Harassment or Hostile Environments in the Workplace.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-46 MICHAEL GUARINO**

Michael Guarino, represented by Michael A. Bukosky, Esq., petitions the Merit System Board to reconsider its decision rendered March 23, 2005, which denied the petitioner's request for a stay of that portion of disciplinary action requiring the petitioner to attend anger management counseling and be reassigned to a different job location, pending the outcome of his appeal to the Board.

**ACTION:** The Merit System Board denied the request for reconsideration.

**B-47 KAROL HENNESSEY**

Karol Hennessey, a permanent part-time Omnibus Operator with the County of Gloucester, represented by Richard A. Dann, President, CWA Local 1085, petitions the Merit System Board for reconsideration of the decision rendered on February 23, 2005, which upheld her temporary separation from her position as an Omnibus Operator and temporary reassignment to a clerical position.

**ACTION:** The Merit System Board denied the request for reconsideration.

**B-48 ACCOUNT CLERK TYPING (M7198F), CITY OF TRENTON**

The appointing authority's failure to dispose of the certification for Account Clerk Typing, while two provisionals are serving in the title, has been referred to the Merit System Board for enforcement.

**ACTION:** The Merit System Board ordered the appointing authority to remove the provisional appointees, make appointments from the certification, and pay compliance costs.

**B-49 ATLANTIC CITY HOUSING AUTHORITY**

The employees of the Atlantic City Housing Authority (Housing Authority), represented by Colleen B. Reilly, Senior Staff Representative, CWA Local 1034, petition the Merit System Board to prevent the Housing Authority from withdrawing from the Merit System, Pursuant to *N.J.S.A. 40A:12A-18(c)*.

**ACTION:** The Merit System Board denied the request.

**B-50 MICHAEL A. DEPOMPEO**

The Superior Court of New Jersey, Appellate Division, has reversed the Merit System Board's (Board) refusal to entertain a working test period appeal of Michael A. DePompeo and remanded the matter to the Board for further proceedings consistent with its decision.

**ACTION:** The Merit System Board denied the request.

**B-51 RONALD ENGLISH**

Ronald English, an Investigator, Motor Carriers, with the Motor Vehicle Commission (MVC), appeals the decision of the MVC that he was not entitled to additional seniority and benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-52 FIRE CHIEF (PM3588E), HILLSIDE TOWNSHIP**

The failure of Hillside Township to comply with Merit System law and rules concerning the employment of Robert Kreszl has been referred to the Merit System Board for enforcement.

**ACTION:** The Merit System Board granted the request for enforcement and ordered the Township to be fined.

**B-53 ARTHUR MONTO AND WILLIAM KARASIK**

Arthur Monto and William Karasik, former Police Officer with the Township of Sparta, represented by Ericka A. Appenzeller, Esq., request hearings regarding their removals from employment, effective March 9, 2004, on charges.

**ACTION:** The Merit System Board denied the requests.

**B-54 JOSEPH MUNIZ**

Joseph Muniz, Senior Correction Officer, appeals an Official Written Reprimand issued by the Department of Corrections.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-55 NICHOLAS NORTON**

Nicholas Norton, a former Public Safety Telecommunicator with the Lodi Police Department, represented by Paul M. Uhlik, Esq., appeals his resignation in good standing effective September 15, 2004.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-56 MICHAEL VIDAL**

Michael Vidal, a former Campus Police Officer with Kean University, represented by Christopher Vaz, Esq., requests a hearing on his separation from employment at the end of his working test period (WTP), effective June 28, 2004 and his removal on charges also effective June 28, 2004.

**ACTION:** The Merit System Board denied the request for a hearing regarding the working test period but granted the request for a hearing regarding the removal.

**B-57 DAVID SALVATORE V. DEPARTMENT OF THE TREASURY**

Administrative Law Judge (ALJ) Maria Mancini La Fiandra issued an Order of Consolidation and Predominant Interest in the matter of David Salvatore v. Department of the Treasury. In that order, the ALJ determined that the matters be consolidated and that the Public Employee Relations Commission (PERC) had the predominant interest. Based on the ALJ's Order, the Merit System Board and PERC developed a joint order adopting the ALJ's Order with clarification. The Joint Order is now submitted for the Board's review.

**ACTION:** The Merit System Board adopted the joint order.

**B-58 CRYSTAL HARLEY**

The appeal of Crystal Harley, a County Correction Officer with Burlington County of her six-day suspension beginning October 6, 2003, on charges, was heard by Chief Administrative Law Judge Laura Sanders (ALJ), who rendered her initial decision on May 3, 2005. At its meeting on June 8, 2005, the Merit System Board (Board) did not adopt the ALJ's recommendation to modify the penalty to a verbal warning. Rather, the Board modified the six-day suspension to an official written reprimand. The proposed decision is now submitted for the Board's review.

**ACTION:** The Merit System Board adopted the decision.



**B-59 VERNON ALLEN**

The appeal of Vernon Allen, a Motor Vehicle Operator 1 with the New Jersey Veterans Memorial Home at Paramus, Department of Military and Veterans Affairs, of his removal effective June 28, 2004, on charges, was heard by Administrative Law Judge Maria Mancini La Fiandra (ALJ), who rendered her initial decision on May 23, 2005. At its meeting on June 22, 2005, the Merit System Board (Board) did not adopt the ALJ's recommendation to modify the removal to a three-month suspension. Rather, the Board ordered that the matter be remanded to the Office of Administrative Law. The proposed decision is now submitted for the Board's review.

**ACTION:** The Merit System Board adopted the decision.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Abstained)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Yes)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**B-60 BARBARA GREEN**

The appeal of Barbara Green, an Executive Assistant 2 with the Department of Corrections, of the determination of the Director, Equal Employment Division (EED) that she failed to present sufficient evidence that she was subjected to a violation of the New Jersey State Policy Prohibiting Discrimination, Harassment and Hostile Environments in the Workplace, was heard by Administrative Law Judge (ALJ) Barry N. Frank, who rendered his initial decision on March 3, 2005, At its meeting June 22, 2005, the Merit System Board (Board) adopted the ALJ's recommendation to deny the appeal. The proposed final decision is now submitted for the Board's review.

**ACTION:** The Merit System Board adopted the final decision.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Abstained)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Yes)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**B-61 WAYNE KOZAK**

The appeal of Wayne Kozak, a Behavior Modification Program Technician at the Woodbridge Developmental Center (WDC), Department of Human Services, of his resignation not in good standing and removal on charges was heard by Administrative Law Judge James W. Faison (ALJ), who rendered his initial decision on May 25, 2005. At its meeting on June 22, 2005, the Merit System Board did not adopt the ALJ's recommendation to uphold the resignation not in good standing and removal. Rather, the Board reversed the resignation not in good standing and modified the removal to a three-month suspension. The proposed decision is now submitted for the Board's review.

**ACTION:** The Merit System Board adopted the decision.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Abstained)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Yes)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**B-62 GERARDINA LOCASCIO**

The appeal of Gerardina LoCascio, a former Senior Library Assistant with the Bloomfield Public Library, of her layoff, effective July 21, 2003, was before Administrative Law Judge Elinor R. Reiner (ALJ), who rendered her initial decision on May 9, 2005. At its meeting on June 22, 2005, the Merit System Board (Board) adopted the ALJ's recommendation to grant summary decision in favor of the appointing authority and dismiss the appellant's appeal. The proposed final decision is now submitted for the Board's review.

**ACTION:** The Merit System Board adopted the final decision.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Abstained)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Yes)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**B-63 ANGEL SUERO**

The appeal of Angel Suero, a Security Guard with the Newark School District, of his resignation not in good standing effective May 7, 2001, on charges, was heard by Administrative Law Judge Jesse H. Strauss (ALJ), who rendered his initial decision on May 24, 2005. At its meeting on June 22, 2005, the Merit System Board (Board) adopted the ALJ's recommendation to uphold the resignation not in good standing. The proposed final decision is now submitted for the Board's review.

**ACTION:** The Merit System Board adopted the final decision.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Abstained)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Yes)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**B-64 CHERYL ANN ARANDA AND SILENDRA BAIJNAUTH**

Cheryl Ann Aranda and Silendra Baijnauth appeal the determination of the Division of Selection Services which found that they did not meet the experience requirement for the open competitive examination for Administrative Analyst (M6840F), City of Jersey City.

**ACTION:** The Merit System Board directed that these appeals be denied.

**B-65 JAMES P. BOLDEN**

James P. Bolden appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in experience for the open-competitive examination for Business Manager (C4107F), County of Essex.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-66 CAROL BOVE**

Carol Bove appeals the determination of the Division of Selection Services, which found that per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Administrative Assistant 3 (PS4180T), Department of Transportation.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-67 MARK BRAWLEY**

Mark Brawley appeals the determination of the Division of Selection Services that, per the substitution clause for education, he did not meet the experience requirement for the promotional examination for Engineering Technician 4 (PS4547T), Department of Transportation.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-68 BARBARA BRETTELL**

Barbara Brettell appeals the determination of the Division of Selection Services which found that, per the substitution clause, she did not meet the experience requirements for the promotional examination for Administrative Assistant 2 (PS4155P), Department of Law and Public Safety.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-69 VENDA BRINSON-MUSLIM**

Venda Brinson-Muslim appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for examination for Administrative Assistant 2 (PS4525P), Juvenile Justice Commission.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-70 MARIAN BUCCI**

Marian Bucci appeals the decision of the Division of Selection Services that found that per the substitution clause for education, she was below the minimum requirements in experience for the promotional examination for Administrative Analyst 2 Procurement (PS1155P), Department of Law and Public Safety.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-71 DANIEL W. CHRISTOFFERSON**

Daniel W. Christofferson appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, he did not meet the experience requirements for the open-competitive examination for Training Officer, Law Enforcement (C6303F), County of Essex.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-72 RICHARD D. CHURCHMAN**

Richard D. Churchman appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the promotional examination for Mason (PM0646F), Hamilton Township.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-73 DARYL D'AMORE**

Daryl D'Amore appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the open-competitive examination for Chief Emergency Medical Technician (M9468G), Clifton.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-74 PATTI L. DAVIS**

Patti L. Davis appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the open competitive examination for Instructor Counselor (S0326F).

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-75 JOSE A. FIGUEROA AND ROBERTO A. PRETTO**

Jose A. Figueroa and Roberto A. Pretto appeal the determination of the Division of Selection Services which found that they did not meet the experience requirements for the open-competitive examination for Mechanic (M0731F), City of Newark.

**ACTION:** The Merit System Board directed that these appeals be denied.

**B-76 SUSAN FISHER-ETHERTON**

Susan Fisher-Etherton appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Social Worker 2, Corrections (S0354F), Corrections.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-77 KATHLEEN GANDY**

Kathleen Gandy appeals the determination of the Division of Selection Services which found that she was below the minimum requirements in experience for the qualifying examination for Principal Clerk Bookkeeper, Southern State Correctional Facility.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-78 ERIC GREEN**

Eric Green appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the promotional examination for Assistant Superintendent, Mosquito Extermination (PC0934F), Passaic County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-79 JAMIE HAMILTON**

Jamie Hamilton appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the promotional examination for Computer Operator 3 (PS3325K), Department of Human Services.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-80 DAVID HARRIS**

David Harris, represented by Adam Liebttag, Staff Representative, CWA Local 1034, appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the promotional examination for Contract Administrator 2, Environmental Protection (PS3914G), Department of Environmental Protection.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-81 HARRINGTON HENRY**

Harrington Henry appeals the determination of the Division of Selection Services (Selection Services) that he did not meet the experience requirements for the promotional examination for Construction Code Inspector 2 (PS3391N), Department of Labor and Workforce Development (DOL).

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-82 KYNA HERRING AND SUZANNE WOLK**

Kyna Herring and Suzanne Wolk appeal the determinations of the Division of Selection Services which found that, per the substitution clause for education, they did not meet the experience requirements for the promotional examination for Senior Income Maintenance Technician (PS3264K), Department of Human Services.

**ACTION:** The Merit System Board directed that these appeals be denied.

**B-83 ELISE HOKETT**

Elise Hokett appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the open competitive examination for Admissions & Records Officer (C6345F), Hudson County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-84 SHELLNADINE IRBY**

Shellnadine Irby appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the open competitive examination for Instructor Counselor (S0326F).

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-85 EDWARD MCANDREW**

Edward McAndrew appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in experience for a prospective promotional examination for the title of Engineer-in-Charge of Maintenance 1, Bayside State Prison.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-86 BARBARA MCLAUGHLIN AND REVA BETHEA**

Barbara McLaughlin and Reva Bethea appeal the determination of the Division of Selection Services, which found that per the substitution clause for education, they did not meet the experience requirements for the promotional examination for Administrative Analyst 4 (PS4120K), Department of Human Services.

**ACTION:** The Merit System Board directed that these appeals be denied.

**B-87 MANALI PATANKAR ET AL.**

Manali Patankar, Donna Picerno, Julia Reardon, and Susan Shipp appeal the determination of the Division of Selection Services which found that, per the substitution clause for education, they were below the minimum requirements in experience for the promotional examination for Program Support Specialist 2 (Assistance Programs) (PS3603K), Division of Medical Assistance and Health Services.

**ACTION:** The Merit System Board directed that these appeals be denied.



**B-88 ANNE M. RADZIUNAS**

Anne M. Radziunas appeals the determination of the Division of Selection Services which found that she was below the minimum requirements in experience for the promotional examination for Senior Standards and Procedures Technician, Environmental Protection (PS1251G), Department of Environmental Protection.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-89 CHRISTINE SCOTT**

Christine Scott appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Senior Technician, Management Information Systems (PS4584U), Office of Information Technology.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-90 TIFFANY STROTHERS**

Tiffany Strothers appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the open competitive examination for Principal Laboratory Technician (S0387G).

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-91 ROBERT TILBURY**

Robert Tilbury appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the open competitive examination for Truck Driver (C9737F), Burlington County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-92 GARY TRUESDELL**

Gary Truesdell appeals the decision of the Division of Selection Services which found that he did meet the requirements for the promotional examination for the "dual" title Chief Parking Enforcement Officer/Parking Meter Supervisor (PM0947F), Atlantic City.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-93 JAMES CULLEN**

James Cullen appeals his score for the oral portion of the examination for Police Captain (PM3575E), Morristown.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-94 VINCENT GRANESE**

Vincent Granese appeals his score on the examination for Fire Chief (PM3537F), Atlantic City.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-95 WILLIAM GROCOTT, JR.**

William Grocott, Jr. appeals his score for the oral portion of the examination for Police Captain (PM3546F), Ewing Township.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-96 SCOTT MACFIE**

Scott MacFie appeals his score for the oral portion of the examination for Police Captain (PM3552F), Kearny.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-97 NICHOLAS MANENTE, JR.**

Nicholas Manente, Jr. appeals his score for the oral portion of the examination for Police Captain (PM3549F), Hoboken.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-98 DONALD MOYE**

Donald Moye appeals his score for the oral portion of the examination for Police Captain (PM3577F), Plainfield.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-99 STEVEN OLIVO**

Steven Olivo appeals his score for the oral portion of the examination for Police Captain (PM3562F), Paterson.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-100 GERARD ORLANDO**

Gerard Orlando appeals his score for the oral portion of the examination for Police Captain (PM3564F), Roselle.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-101 THOMAS OSBORNE**

Thomas Osborne appeals his score for the oral portion of the examination for Police Captain (PM3552F), Kearny.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-102 GREGORY REED**

Gregory Reed appeals his score for the oral portion of the examination for Police Captain (PM3552F), Kearny.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-103 JAMES VERNER**

James Verner appeals his score on the promotional examination for Manager 1, Fiscal Resources (PS4591F), Department of Education.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-104 RICHARD WRIGHT**

Richard Wright appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM3618E), Gloucester City.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-105 DARIUS BISHOP**

Darius Bishop appeals the test administration of the oral portion of the promotional examination for Fire Captain (PM3514F), Newark.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-106 MARILYN GAINES**

The Director of Shared Services, on behalf of the Department of Personnel, requests that Marilyn Gaines' out-of-title work experience be accepted to admit her to a qualifying examination for Technical Assistant, Personnel.

**ACTION:** The Merit System Board granted the request.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Abstained)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Yes)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**B-107 NICOLE MITCHELL**

Nicole Mitchell appeals the administration of the Entry Level Law Enforcement Examination (S9999F).

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-108 STEPHEN RIZZUTO**

Stephen Rizzuto appeals the determination of the Division of Selection Services which found that he did not possess the required amount of permanent status in a title to which the examination was open for the promotional examination for Senior Engineer, Transportation (PS4833T), Department of Transportation.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-109 LOUIS TOSCANO**

Louis Toscano requests a make-up examination for the open competitive examination for Investigator Aide, Public Defender (S6809G).

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-110 MARGARET VASQUEZ**

Margaret Vasquez appeals her failure of the written promotional examination for Human Services Technician (PS2242K), Hagedorn Psychiatric Hospital.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-111 RECENT COURT DECISIONS**

Submitted for the Board's information are summaries of recent court decisions involving Merit System Board and Department of Personnel determinations *In the Matter of Anthony McKenzie* (Appellate Division, decided 4/5/05); *In the Matter of Timothy Hickman*, (Appellate Division, decided 5/20/05); *Richard M. Prevost v. Merit System Board and Hazlet Township* (Appellate Division, decided 5/25/05); and *David Martinez v. The City of Jersey City* (Appellate Division, decided 5/27/05).

**ACTION:** The Merit System Board noted the decisions.

**B-112 MERIT SYSTEM BOARD MINUTES**

The minutes of the Merits System Board meeting of June 22, 2005 are submitted for adoption.

**ACTION:** The Merit System Board adopted the minutes of its meeting of June 22, 2005.

<b>VOTE:</b>	<b>Rolando Torres, Jr.</b>	<b>(Abstained)</b>
	<b>John Currie</b>	<b>(Yes)</b>
	<b>Margaret E. L. Howard</b>	<b>(Yes)</b>
	<b>Robert J. Long</b>	<b>(Yes)</b>

**B-113 IN THE MATTER OF R.S.**

R.S. requests a make-up for the promotional examination for Software Development Specialist.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-114 EARLY SETTLEMENTS**

Brian Bentley  
Department of the Treasury  
Removal

Gina DiMatteo  
Motor Vehicle Commission  
Release at the end of the working test period

**ACTION:** The Merit System Board acknowledged the settlements.

**There being no further business before the Merit System Board, the meeting was adjourned to convene on Wednesday, July 27, 2005 at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.**

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**ROLANDO TORRES, JR.  
COMMISSIONER  
MERIT SYSTEM BOARD**