



**STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION**

**MINUTES OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
December 3, 2008**

**Hope L. Cooper, Acting Chairperson
Flavella Branham
John Currie
Margaret E. L. Howard**

DECEMBER 3, 2008

A regular meeting of the Civil Service Commission was held on Wednesday, December 3, 2008, in Trenton, New Jersey.

PRESENT: Chairperson Hope L. Cooper, Commission Members Flavella Branham, John Currie and Margaret E. L. Howard; Pamela Ullman, Deputy Attorney General; and Henry Maurer, Director, Division of Merit System Practices and Labor Relations.

In accordance with L.1975, c.231, Chairperson Hope L. Cooper, 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 November 21, 2007, and posted at the Department of Personnel, 3 Station Plaza, Trenton, New Jersey.

All actions were by unanimous vote unless otherwise specified.

STATE

The Civil Service Commission recorded the recommended changes in the State Classification Plan, copies of which are attached hereto and made a part hereof. It is noted that the Civil Service Commission held over the classification plan of the Department of Human Services title series for the identification and modification of behavior, which appeared on page 4 and 5 of Part 2 of the Agenda.



MEMORANDUM

DATE: October 29, 2008
TO: Hope L. Cooper, Acting Commissioner 
Department of Personnel
FROM: Elizabeth Van Marter, Director 
Division of Classification and Compensation
SUBJECT: Change in the State Classification Plan

DEPARTMENT OF HUMAN SERVICES

The Department of Human Services (DHS) requests a title verbiage change and upward range re-evaluation for one of its Department-specific titles.

Traditionally, the DHS had a regional command police structure. The agency plans to expand the title's scope of duties to incorporate state-wide responsibility. The title will function as a second in command to the Police Chief.

The increased scope of responsibility impacts accountability factors, supporting the requested range change.

The appropriate negotiations representatives have been notified and support this request.

TITLE RE-EVALUATION & VERBIAGE CHANGE

Effective: 05-12-07

FROM:
Regional Police Commander
MB27-32340 Competitive P N4/12

TO:
Police Commander
MB29-32340 Competitive P N4/12

EVM/JJM/BP



MEMORANDUM

DATE: November 10, 2008

TO: Hope L. Cooper, Acting Commissioner *HLC*
Department of Personnel

FROM: Elizabeth Van Marter, Director *EV*
Division of Classification and Compensation

SUBJECT: Change in State Classification Plan

ESTABLISHMENT OF COMMON TITLE

Burlington County requests that the State titles of Legal Secretary 1 (24832) and Legal Secretary 2 (24831) be made common for local government use.

The local Legal Secretary title is currently a single level title. The availability of two levels will afford local agencies the ability to promote staff, through the assignment of more complex duties and responsibilities as appropriate.

An effective date of July 1, 2008 is requested to coincide with the jurisdiction's contact agreement.

ESTABLISHMENT OF COMMON TITLE

Effective: 07-01-08

FROM:	TO:
Legal Secretary 1	Legal Secretary 1
A15-24832 <u>State</u> Career * 35/12	A15-24832 <u>Common</u> Career * 35/12
Legal Secretary 2	Legal Secretary 2
A13-24831 <u>State</u> Career * 35/12	A13-24831 <u>Common</u> Career * 35/12

EVM/JMM/BP/GB



MEMORANDUM

DATE: November 10, 2008
TO: Hope L. Cooper, Acting Commissioner *HLC*
Department of Personnel
FROM: Elizabeth Van Marter, Director *EVM (spe)*
Division of Classification and Compensation
SUBJECT: Change in State Classification Plan

PRINTING OPERATIONS TECHNICIAN 3

A review of the structure of the Printing Operations Technician title series was requested due to an inconsistency in the existing range structure. Based on this review, it is our recommendation to re-evaluate the title of Printing Operations Technician 3 (R19-22545) upward by one (1) salary range.

This title functions as the first line of supervision over printing operations staff and is responsible for formatting print jobs and correcting layout errors before jobs go to print.

An analysis of the Hay factors supports this request.

TITLE VERBIAGE AND SALARY RANGE CHANGES:

Effective: 11-08-08

FROM:
Printing Operation Technician 3
R19-22545 Career * NE/12

TO:
Printing Operations Technician 3
R20-22545 Career * NE/12

EVM/JM/BP/GB

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of Jeffrey Beebe
South Woods State Prison
Department of Corrections
Removal

In the Matter of Adrienne Bulla
Newark Housing Authority
Removal

In the Matter of Joan Chiu
Town of Phillipsburg
Municipal Services
Removal

In the Matter of Jeffrey T. Coburn
Monmouth County
Reclamation Department
Resignation not in good standing

In the Matter of Marta Gallo
Hudson County
Department of Corrections
Suspension

In the Matter of Veronica Gest
Judiciary – Ocean Vicinage
Release at the end of the working test period

In the Matter of Ronald Mason
Ancora Psychiatric Hospital
Department of Human Services
Suspension

In the Matter of Vincent McDuffie
Passaic County
Youth Services Department
Suspension

In the Matter of Damaris Medina
City of Camden
Municipal Court
Suspension

In the Matter of Dave Moore
Garden State Youth Correctional Facility
Department of Corrections
Suspensions (2)

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

ACTION: The Civil Service Commission acknowledged the settlements.

A-2 MEARITA FLOYD

Mearita Floyd, Judiciary Account Clerk 2, Superior Court of New Jersey, Union Vicinage, 30-day suspension on charges of neglect of duty, conduct unbecoming a public employee and other sufficient cause.

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

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-3 ANTHONY WOODS

Anthony Woods, Plumber and Steamfitter, College of New Jersey, release at the end of the working test period effective January 24, 2008.

Recommendation of the Administrative Law Judge – Affirm the withdrawal and deny the request for reconsideration.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-4 TRACEY CARTER

Tracey Carter, Human Services Technician, Ancora Psychiatric Hospital, Department of Human Services, removal effective December 18, 2006, on charges of physical or mental abuse of a patient and falsification.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-5 DIONNE HASLAM

Dionne Haslam, Cottage Training Technician, North Jersey Developmental Center, Department of Human Services, removal effective February 8, 2007, on the charge of physical abuse of a client.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Civil Service Commission directed that this matter be held over.

A-6 CHARLES HAWKINS, III

Charles Hawkins, III, Police Officer, Township of Woodbridge, Police Department, two removals effective February 28, 2005, on charges of incompetency, inefficiency or failure to perform duties, conduct unbecoming a public employee, neglect of duty, and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-7 TORRES MAYFIELD

Torres Mayfield, Police Officer, City of Atlantic City, Department of Public Safety, removal effective December 28, 2006, on charges of violation of Department rules regarding standard of conduct, neglect of duty, prohibited activity on duty, truthfulness, radio communications, and conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-8 ANDREW PETTIT

Andrew Pettit, Cottage Training Technician, Woodbine Developmental Center, Department of Human Services, removal effective October 26, 2007, on charges of physical or mental abuse of a patient, client, resident, or employee and verbal abuse of a patient, client, resident or employee.

Recommendation of the Administrative Law Judge – Modify the removal to a 90-day suspension.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to a six-month suspension.

A-9 CHRISTOPHER M. PORTALE (REMAND)

Christopher M. Portale, Truck Driver, Single Axle, Department of Transportation, removal effective August 17, 2007, on the charge of violation of Federal regulations concerning drug and alcohol use by, and testing of, employees who perform functions related to the operation of commercial motor vehicles, and state and local policies issued thereunder.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-10 LEE G. RIGGINS

Lee G. Riggins, Heavy Laborer, City of Trenton, Department of Public Works, removal effective October 3, 2007, on charges of failure to pass a drug and alcohol impaired screening and job abandonment.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-11 NICHOLAS GIORDANO

Nicholas Giordano, Senior Correction Officer, Northern State Prison, Department of Corrections, removal effective February 7, 2007, on charges of conduct unbecoming a public employee, neglect of duty and other sufficient cause. This matter was held over from the October 22, 2008 Civil Service Commission meeting.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-12 JAMES STEPHENS

James Stephens, Senior Correction Officer, Northern State Prison, Department of Corrections, removal effective February 7, 2007, on charges of conduct unbecoming a public employee, incompetency, inefficiency or failure to perform duties, neglect of duty, and other sufficient cause. This matter was held over from the October 22, 2008 Civil Service Commission meeting.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-13 ANNATTA WADE

Annatta Wade, Hospital Attendant, Essex County, Department of Health and Rehabilitation, removal effective October 5, 2007, on charges of conduct unbecoming a public employee, and violation of County policies and procedures regarding abuse of patient.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to a three-month suspension.

A-14 CHAURICE MCLEISH

Chaurice McLeish, Youth Worker, Mercer County, Youth Detention Center, removal effective January 31, 2006, on charges.

Recommendation of the Administrative Law Judge – Uphold the charges and the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-15 SETTLEMENTS

In the Matter of John Alston
City of East Orange
Police Department
Removal

In the Matter of Donald Counts
City of East Orange
Fire Department
Removal

In the Matter of Rajhien Dubois
Newark School District
Removal

In the Matter of Ivy Fields
Juvenile Justice Commission
Release at the end of the working test period

In the Matter of Theresa Holmes
Ancora Psychiatric Hospital
Department of Human Services
Removals (2)

In the Matter of Alphonso Hunt
Cumberland County
Department of Corrections
Suspension and Removals (4)

In the Matter of Shanetta Irvin
New Lisbon Developmental Center
Department of Human Services
Suspension

In the Matter of Danielle Leslie
Camden County
Department of Corrections and Juvenile Justice
Release at the end of the working test period

In the Matter of Walter Melvin
City of Newark

Police Department
Suspensions (3)

In the Matter of Keith Moore
Department of Children and Families
Suspension

In the Matter of Terrance Murphy
County of Hudson
Department of Corrections
Removal

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

ACTION: The Civil Service Commission acknowledged the settlements.

A-16 DIANA BOGLIOLI

Diana Boglioli, Practical Nurse, Morris County, Department of Senior Disability and Veteran Services, 10-day suspension on charges of chronic and excessive absenteeism or lateness and other sufficient cause.

Recommendation of the Administrative Law Judge – Dismiss the appeal with prejudice.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-17 DANIELLE M. GAINES

Danielle M. Gaines, County Correction Officer, Burlington County, County Jail, 130-working day suspension on charges of incompetency, inefficiency or failure to perform duties, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 130-working day suspension.

ACTION: The Civil Service Commission rejected the Administrative Law Judge's initial decision and acknowledged the withdrawal of the appeal.

A-18 LINDA PERKINS

Linda Perkins, Program Monitor, City of Elizabeth, Department of Planning and Community Development, return to formerly held permanent title of Senior Planning Aide at the end of the working test period effective August 10, 2007.

Recommendation of the Administrative Law Judge – Uphold the return to the formerly held permanent title.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-19 MATTHEW VANDER VELDEN

Matthew Vander Velden, Police Sergeant, City of Paterson, Police Department, 60-day suspension on charges of conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 60-day suspension.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to a six-month suspension.

A-20 COLOSSAIN DAVIS

Colossain Davis, Police Aide, City of Newark, Police Department, removal effective November 13, 2006, on charges of incompetency or inefficiency and chronic or excessive absenteeism and violation of Police Department rules and regulations and removal effective November 13, 2006, on charges of disobedience of orders and violation of Police Department rules and regulations.

Recommendation of the Administrative Law Judge – Uphold the charge of chronic and excessive absenteeism, modify the removal to a 30-day suspension. Dismiss the remainder of the charges and reverse the second removal.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to a 60-working day suspension.

A-21 DEZONNE DENSON

Dezonne Denson, Human Services Assistant, Ancora Psychiatric Hospital, Department of Human Services, removal effective December 21, 2007, on charges of physical abuse of a patient, inappropriate physical contact or mistreatment of a patient, violation of rule, regulation, policy, procedure or administrative decision and conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Modify the removal to a 30-day suspension.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-22 FREDERICK LEE

Frederick Lee, Human Services Assistant, Ancora Psychiatric Hospital, Department of Human Services, removal effective June 26, 2007, on charges of falsification, negligence in performing duty resulting in injury to persons or damage to property and violation of a policy.

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

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to uphold the removal.

A-23 JAY GLASS

Jay Glass, Correction Lieutenant, New Jersey State Prison, Department of Corrections, removal effective March 26, 2007 on charges of conduct unbecoming a public employee, use, possession or sale of any controlled dangerous substance and violation of rule, regulation or policy, procedure, order, or administrative decision.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-24 TERRENCE JOHNSON

Terrence Johnson, Senior Correction Officer, Central Reception and Assignment Facility, Department of Corrections, removal effective March 3, 2008, on charges of falsification, loss or careless control of keys, pager/beeper or cellular telephones, violation of administrative procedures and/or regulations involving safety and security and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-25 DOREEN PATTERSON

Doreen Patterson, Institutional Trade Instructor 2, Cooking, Garden State Correctional Facility, Department of Corrections, removal effective April 16, 2007, on charges of conduct unbecoming a public employee, violation of rules regarding safety and security, improper or unauthorized contact with an inmate and undue familiarity with inmates, parolees their families or friends.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-26 ANTHONY TESTA

Anthony Testa, Building Maintenance Worker, Monmouth County, Department of Buildings and Grounds, removal effective May 23, 2008, on charges of incompetency, inefficiency, or failure to perform duty, 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 Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

SECTION B – MISCELLANEOUS MATTERS

B-1 JAY W. RIVERS, III

Jay W. Rivers, III, appeals his rejection as a Sheriff's Officer candidate by Camden County and its request to remove his name from the eligible list for Sheriff's Officer (S9999H) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-2 JOSEPH WANNAMAKER

Joseph Wannamaker appeals the removal of his name from the (S9999H) eligible list for the title of County Correction Officer, County of Hudson on the basis of psychological unfitness.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-3 CHARLES BILLINGTON

Charles Billington, a former Correction Sergeant at South Woods State Prison, Department of Corrections appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be referred to the Medical Examiner Panel.

B-4 PETER FALCONIO

Peter Falconio, a Supervising Institutional Trade Instructor, Industrial Finisher, with the Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-5 RITA GUDEBSKI

Rita Gudebski, a Health Data Specialist 1 with the Department of Health and Senior Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-6 LENA E HAIRSTON

Lenae M. Hairston, a Human Services Assistant with Ancora Psychiatric Hospital, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-7 AUNDRE HARRIS

Aundre Harris, a Senior Correction Officer at Mountainview Youth Correctional Facility, Department of Corrections, represented by Henry J. Cistrelli, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-8 PATRICIA MEYER

Patricia Mayer, a Customer Service Representative 4 with the Motor Vehicle Commission, represented by Bob Regan, CWA Local 1037, appeals the denial continued sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-9 JOSEPH TYMCZYSZYN

Joseph Tymczyszyn, 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 Civil Service Commission directed that this appeal be granted.

B-10 STEPHEN H. COOPER, JR.

Stephen H. Cooper, Jr., appeals the decision of the Division of State Human Resource Management, which found that the appointing authority had presented a sufficient basis to remove his name from the eligible list for Parole Officer Recruit (S2049H), New Jersey State Parole Board, on the basis of an unsatisfactory background report.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-11 MARVIN J. MINNEY, JR.

Marvin J. Minney, Jr. appeals the decision of the Division of State Human Resource Management, which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Assistant Family Service Worker 2 (S0529H), Department of Children and Families eligible list, on the basis of an unsatisfactory criminal background.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-12 PATRICIA WARREN, ET AL.

Patricia Warren, Gabriel Spiler, Deborah Johnson-Kinnard and Karen Dolan appeal the Department of Children and Families' request to remove their names from the eligible list for Quality Assurance Coordinator (PS3327K), Department of Human Services on the basis they were not serving in the proper unit scope.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-13 ADMINISTRATIVE CLERK (M1181H), JERSEY CITY

Jersey City requests permission not to make an appointment from the January 29, 2007 certification for Administrative Clerk (M1181H).

ACTION: The Civil Service Commission granted an appointment waiver and assessed no selection costs at this time.

**B-14 COMPUTER SERVICE TECHNICIAN (M1563J), JERSEY CITY
FREE PUBLIC LIBRARY**

The Jersey City Free Public Library requests permission not to make an appointment from the April 9, 2007 certification for Computer Service Technician (M1563J).

ACTION: The Civil Service Commission granted an appointment waiver and waived selection costs.

B-15 FIRE PROTECTION SUBCODE OFFICIAL (C9850G) AND (C9993J), OCEAN COUNTY

Ocean County requests permission not to make an appointment from the July 13, 2007 certification for Fire Protection Subcode Official (C9850G) and (C9993J).

ACTION: The Civil Service Commission granted an appointment waiver but assessed selection costs in the amount of \$2,048.

B-16 PRINCIPAL ENGINEER, STRUCTURAL EVALUATION (PS1795T)

The Division of State Human Resource Management, on behalf of the Department of Transportation (DOT), requests that it be permitted to selectively certify eligibles on the promotional list for Principal Engineer, Structural Evaluation (PS1795T) who possess specialized credentials needed to serve as a Team Leader in accordance with 23 *C.F.R* 650.309(b).

ACTION: The Civil Service Commission granted the request.

B-17 SOCIAL SERVICE TECHNICIAN, BILINGUAL IN SPANISH AND ENGLISH (M1452H), KEARNY

The matter of whether Kearny should be granted permission not to make an appointment from the October 22, 2007 certification for Social Service Technician, Bilingual in Spanish and English (M1452H), has been referred to the Civil Service Commission for review.

ACTION: The Civil Service Commission granted an appointment waiver and assessed selection costs in the amount of \$2,048.

B-18 EUNICE CAREY

Eunice Carey, a former Clerk Typist with the Department of Human Services, appeals the determination of the Chief of Staff of the DHS, stating that the appellant failed to present sufficient evidence to support a finding that she had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-19 FARUQUE CHOWDHURY

Faruque Chowdhury, the Director of the Office of Human Resources with Kean University, appeals the determination of the President of Kean University, stating that there was probable cause to substantiate a finding that the appellant violated the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission granted a hearing.

B-20 JAVIER ROBLES

Javier Robles, a Deputy Executive Director with the Division of Disability Services, Department of Human Services, appeals the decision of the Chief of Staff which found that the appellant violated the New Jersey State Policy Prohibiting Discrimination in the Workplace (State Policy).

ACTION: The Civil Service Commission directed that this appeal be denied.

B-21 KAREN CHRUCKY

Leonid Chrucky, on behalf of his wife, Karen Chrucky, a Nursing Administrator Psychiatric Services, with the Department of Human Services, appeals his wife's receipt of a 3% salary increase pursuant to the Fiscal Year 2008 Management Salary Program.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-22 RICHARD IORIO

Richard Iorio, an Assistant Director, Temporary Disability Insurance, with the Department of Labor and Workforce Development, appeals his receipt of a 4% salary increase pursuant to the Fiscal Year 2008 Management Salary Program.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-23 DEBORAH MOORE

Deborah Moore, a Systems Analyst with Newark, represented by Estelle Flynn Lord, Esq., requests counsel fees in accordance with the decision rendered on July 16, 2008.

ACTION: The Civil Service Commission granted counsel fees in the amount of \$3,340.

B-24 LOIS JOHANN

Lois Johann, a Landscape Designer with the Department of Transportation, appeals the decision of the Department of Transportation, which denied her request to participate in the School Volunteer Leave Program.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-25 TARNECA BRADLEY

Tarneca Bradley appeals the decision of the Division of State Human Resource Management that the proper classification of her position is Technical Assistant 3. The appellant seeks a Technical Assistant 2, Treasury classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-26 ARTHUR HUGHES

Arthur Hughes appeals the decision of the Division of State Human Resource Management that the proper classification of his position is Senior Environmental Specialist, Site Remediation. The appellant seeks a Principal Environmental Specialist, Site Remediation classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-27 CATHLEEN LOMBARDO

Cathleen Lombardo appeals the decision of the Division of State Human Resource Management that the proper classification of her position is Principal Audit Account Clerk. The appellant seeks a Fiscal Analyst classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-28 TERESA J. MELDE

Teresa J. Melde appeals the decision of the Division of State Human Resource Management that the proper classification of her position is Clerk Typist 1, Evidence Handling. The appellant seeks a Clerk Typist 2, Evidence Handling classification.

ACTION: The Civil Service Commission directed that this appeal be denied but referred the matter of the appellant's classification since August 31, 2008 to the Division of State Human Resource Management for further review.

B-29 TITUS OSUAGWU

Titus Osuagwu appeals the decision of the Division of State Human Resource Management that the proper classification of his position is Senior Clerk Typist. The appellant seeks a Principal Clerk Typist classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-30 ENAYATOLLA POUSTCHI

Enayatolla Poustchi appeals the decision of the Division of State Human Resource Management that the proper classification of his position is Research Scientist 2. The appellant seeks a Research Scientist 1 classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-31 CARVIN BETHEA

Carvin Bethea, a Human Services Assistant with Trenton Psychiatric Hospital, Department of Human Services, petitions the Civil Service Commission for reconsideration of the final administrative decision, rendered on October 30, 2006, in which the Director of the Division of Merit System Practices and Labor Relations, Department of Personnel denied his request for a hearing with respect to his removal.

ACTION: The Civil Service Commission denied the request for reconsideration.

B-32 DEBORAH HAYES

Deborah Hayes petitions the Civil Service Commission for reconsideration of the decision rendered on August 27, 2008, in which her request for admittance to the examination for Classification Officer 1 (PS6747I), Mountainview Correctional Institution, was denied.

ACTION: The Civil Service Commission denied the request for reconsideration.

B-33 CARLOS ALEJO

The appeal of Carlos Alejo, a County Correction Officer with Passaic County, of his removal on charges, effective April 19, 2007, was before Administrative Law Judge Mumtaz Bari-Brown (ALJ), who rendered her initial decision on May 12, 2008. At its meeting on November 6, 2008, the Civil Service Commission did not adopt the ALJ's recommendation to dismiss the appeal as moot. Rather the Commission remanded the matter to the Office of Administrative Law for further proceedings. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.
VOTE: **Hope L. Cooper** (Yes)
Flavella Branham (Yes)
John Currie (Yes)
Margaret E. L. Howard (Abstained)

B-34 JOSEPH DI MEMMO

The appeal of Joseph Di Memmo, a County Correction Officer with Mercer County, of his fine of \$2,920.50, on charges, was heard by Administrative Law Judge John R. Tassini (ALJ), who rendered his initial decision on September 25, 2008. At its meeting on November 6, 2008, the Civil Service Commission adopted the ALJ's recommendation to uphold the appellant's fine. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.
VOTE: **Hope L. Cooper** (Yes)
Flavella Branham (Yes)
John Currie (Yes)
Margaret E. L. Howard (Abstained)

B-35 KEILA AMADOR-ZAPATA

Keila Amador-Zapata appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Senior Clerk Typist (PC0262K), Somerset County Board of Social Services.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-36 ALLISON ATHERLEY

Allison Atherley appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the open competitive examination for Probate Clerk, Typing (C0172K), Hudson County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-37 CALVIN BLACKSHEAR

On behalf of Calvin Blackshear, the appointing authority appeals the determination of the Division of Selection Services that, per the substitution clause for education, he did not meet the experience requirements for the promotional examination for Audio Visual Specialist (PC0460K), Camden County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-38 COLLEEN CARBONE

On behalf of Colleen Carbone, the appointing authority appeals the decision 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 Systems Analyst (PM1008J), Jersey City.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-39 JAMES CONWAY

James Conway appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the promotional examination for Technical Support Specialist 1, OIT (PS7515U), Office of Information Technology.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-40 JENNIFER DAINO

Jennifer Daino, represented by Adam Liebttag, Lead Staff Representative, CWA Local 1034, appeals the determination of the Division of Selection Services that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Technical Assistant, Management Information Systems (PS8090G), Department of Environmental Protection.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-41 ROBERT DEMARCO

Robert DeMarco appeals the decision of the Division of Selection Services which disqualified him for the promotional examination for Employment Supervisor 1 (PS6302N), Department of Labor and Workforce Development.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-42 EUGENE DONATO

Eugene Donato 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 the "dual title" Radio Dispatcher/Security Guard (M0250K), Vineland City.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-43 MARY A. EDWARD-BAKERVILLE

Mary A. Edward-Baskerville appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Examiner, Unemployment Tax (PS7399N), Department of Labor and Workforce Development.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-44 THEODORE FERRAIOLI

Theodore Ferraioli 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 of Water Distribution (PM1074J), Kearny.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-45 CLAUDIA FORTE AND JACQUELINE SMITH

Claudia Forte and Jacqueline Smith appeal the determinations of the Division of Selection Services which found that they were below the minimum requirements in experience for the promotional examination for County Services Specialist (PS3950K), Department of Children and Families.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-46 DANA FREDERICK

Dana Frederick appeals the decision of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Narcotics Coordinator (PC1685J), Burlington County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-47 JENNIFER GARRIGA

Jennifer Garriga appeals the determination of the Division of Selection Services that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Geographic Information Systems Specialist 3 (PC0347K), Monmouth County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-48 MARY PAT HASTINGS

Mary Pat Hastings appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Director of Public Health Nursing Service (PC0470K), Cape May County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-49 TWANA JOHNSON

Twana Johnson appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she was below the minimum requirements in experience for the promotional examination for Senior Systems Analyst (PM0733J), Newark.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-50 RICHARD KRAEMER, ET AL.

Richard Kraemer, Kim Kruysman, Marie Peterson and Lynda Saverino appeal the determinations of the Division of Selection Services which found that Mr. Kraemer and Ms. Kruysman did not meet the experience requirements, and Mses. Peterson and Saverino did not meet the experience requirements, per the substitution clause for education, for the open competitive examination for Management Assistant (C6228J), Ocean County.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-51 CAROLE LOBUE

Carole LoBue appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the minimum experience requirements for the promotional examination for Administrative Assistant 1 (PS7128J), the Richard Stockton College of New Jersey.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-52 CATHERINE YANKITIS

Catherine Yankitis 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 Quality Assurance Specialist, Health Services, (PS7297K), Division of Developmental Disabilities, Department of Human Services.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-53 FRANK LENART

Frank Lenart appeals his rank and score on the promotional examination for Senior Park Maintenance Worker (PC0282K), Middlesex County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-54 NANCY MESIS

Nancy Mesis appeals her rank and score on the promotional examination for Supervising Emergency Medical Technician (PM1628J), Union City.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-55 LAWRENCE MURRAY

Lawrence Murray appeals the validity of the open competitive examination for Network Administrator 1 (C6026J), Ocean County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-56 JOHN BUTSCHKY

The City of Millville requests relaxation of N.J.A.C. 4A:4-7.1A(c) so as to permit the intergovernmental transfer of John Butschky from the title of Sheriff's Officer, Cumberland County Sheriff's Officer to the title of Police Officer, Millville.

ACTION: The Civil Service Commission granted the request.

B-57 HUMAN SERVICES SPECIALIST 1 (PC0041K) PASSAIC COUNTY BOARD OF SOCIAL SERVICES

Anthony De Simone, Deputy Director, Passaic County Board of Social Services requests relaxation of N.J.A.C. 4A:4-2.4(a)3 in order to allow all employees in non-competitive titles be admitted to the promotional examination for Human Services Specialist 1 (PC0041K), Passaic County Board of Social Services.

ACTION: The Civil Service Commission granted the request.

VOTE:	Hope L. Cooper	(Yes)
	Flavella Branham	(Yes)
	John Currie	(Abstained)
	Margaret E. L. Howard	(Yes)

B-58 DAVID ROBINSON

David Robinson appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Lieutenant (PM2539K), Newark due to an untimely application.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-59 READOPTION WITH AMENDMENTS: N.J.A.C. 4A:6-1 THROUGH 5; LEAVES, HOURS OF WORK AND EMPLOYEE DEVELOPMENT

Submitted for the Commission's review is a Notice of Adoption regarding the proposed readoption with amendments of N.J.A.C. 4A:6-1 through 5, Leaves, Hours of Work, and Employee Development. These rules are scheduled to expire on December 6, 2008. A hearing was held on June 30, 2008; no comments were received at that time, although three written comments were received during the public comment period which was extended from August 1 to August 29, 2008. As a result of the comments, it is recommended that the proposal be adopted with substantive changes not requiring additional public notice and comment.

ACTION: The Civil Service Commission adopted the proposal with changes.

B-60 CIVIL SERVICE COMMISSION MINUTES

The minutes of the Civil Service Commission meeting of November 6, 2008 are submitted for adoption.

ACTION: The Civil Service Commission adopted the minutes of its meeting of November 6, 2008.

VOTE: **Hope L. Cooper** **(Yes)**
 Flavella Branham **(Yes)**
 John Currie **(Yes)**
 Margaret E. L. Howard **(Abstained)**

B-61 ERIC LEWIS

East Orange, represented by Tracey Hackett, Assistant Corporation Counsel, petitions the Civil Service Commission for reconsideration of *In the Matter of Eric Lewis* (MSB, decided October 10, 2007) in which the Merit System Board reversed Eric Lewis' removal and ordered that he be granted back pay, benefits and seniority.

ACTION: The Civil Service Commission denied the request.

B-62 HELEN FORD

The appeal of Helen Ford, a County Correction Sergeant with Hudson County, of her removal on charges, effective March 29, 2006, was heard by Administrative Law Judge Barry N. Frank (ALJ), who rendered his initial decision on July 1, 2008. At its meeting on November 6, 2008, the Civil Service Commission did not adopt the ALJ's recommendation to reverse the removal. Rather, the Commission remanded the matter to the Office of Administrative Law for further proceedings. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

VOTE: **Hope L. Cooper** **(Yes)**
 Flavella Branham **(Yes)**
 John Currie **(Yes)**
 Margaret E. L. Howard **(Abstained)**

B-63 ISAAC UREY

The appeal of Isaac Urey, a Human Services Assistant with the New Lisbon Developmental Center, Department of Human Services, of his removal on charges, effective September 24, 2007, was heard by Administrative Law Judge Douglas H. Hurd (ALJ), who rendered his initial decision on September 26, 2008. At its meeting on November 6, 2008, the Civil Service Commission adopted the ALJ's recommendation to reverse the removal. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

VOTE: **Hope L. Cooper** **(Yes)**
 Flavella Branham **(Yes)**
 John Currie **(Yes)**
 Margaret E. L. Howard **(Abstained)**

B-64 SUSAN C. KNAPP

The Department of Environmental Protection, on behalf of Susan C. Knapp, requests the relaxation of the provisions of N.J.A.C. 4A:6-1.22 so as to permit Ms. Knapp, who is participating in the donated leave program, to receive more than the 180 donated leave days allowed to a recipient.

ACTION: The Civil Service Commission granted the request.

B-65 SYLVESTER C. MARSHALL

Sylvester C. Marshall appeals his rejection as a Police Officer candidate by Lakewood Township and its request to remove his name from the eligible list for Police Officer (S9999H) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission referred the matter for an independent psychological evaluation.

B-66 SAMUEL NIEVES

Samuel Nieves appeals his rejection as a Fire Fighter candidate by Plainfield and its request to remove his name from the eligible list for Fire Fighter (M2294E) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-67 LATANYA NELSON

Latanya Nelson appeals her rejection as a County Correction Officer by Hudson County and its request to remove her name from the eligible list for County Correction Officer (S9999H) on the basis of medical unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-68 JOHN CHIARI

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

ACTION: The Civil Service Commission directed that this appeal be granted.

B-69 CHRISTINA LORENZ

Christina Lorenz, a Cottage Training Supervisor at New Lisbon Developmental Center, Department of Human Services, represented by Jennifer Geisenheimer, Senior Staff Representative, CWA Local 1040, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-70 MARGARET TAYLOR

Margaret Taylor, a Cottage Training Technician at Hunterdon Developmental Center, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-71 CLYDE R. THOMASON

Clyde R. Thomason, a Communications Operator, Secured Facilities, with the Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-72 WAYNE TOMLIN

Wayne Tomlin a Therapy Aide with Ancora Psychiatric Hospital, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-73 GARRETT WILLIAMS

Garrett Williams, a former Maintenance Worker 1, Transportation, with the Department of Transportation, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-74 SUZANNE GORMELEY

Suzanne Gormeley appeals the decision of the Division of Local Human Resource Management which upheld the removal of her name from the eligible list for County Correction Officer (S9999H), Hudson County, due to an unsatisfactory criminal record. Additionally, the appellant appeals the removal of her name from the Correction Officer Recruit (S9999H), Department of Corrections, eligible list.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-75 EARL POUGH, JR.

Earl Pough, Jr. appeals the decision of the Division of Local Human Resource Management (LHRM), which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Police Officer (S9999H), Willingboro Township eligible list on the basis of falsification of his employment application and unsatisfactory background report.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-76 PATRICK REYNOLDS

Atlantic City, represented by Anthony A. Swan, Deputy City Solicitor, appeals the decision of the Division of Local Human Resource Management, restoring the name of Patrick Reynolds to the Police Officer (S9999H), Atlantic City, eligible list. Additionally, Reynolds appeals his removal from the eligible list for County Correction Officer (S9999H), Atlantic County, due to an unsatisfactory criminal record.

ACTION: The Civil Service Commission directed that Atlantic City's appeal be granted and Reynolds' name be removed from the Police Officer (S9999H), Atlantic City, eligible list. The Civil Service Commission directed that Reynolds' appeal of his removal from the eligible list for County Correction Officer (S9999H), Atlantic County be denied.

B-77 JEFFREY W. STORMS

Jeffrey W. Storms appeals the removal of his name from the Paralegal Technician 2 (S0488G), Department of Children and Families, eligible list, based on an unsatisfactory criminal record.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-78 CHIEF FIRE ALARM OPERATOR (PM0323H), EAST ORANGE FIRE DEPARTMENT

The matter of whether the East Orange Fire Department should be granted permission not to make an appointment from the certification for Chief Fire Alarm Operator (PM0323H) has been referred to the Civil Service Commission for review.

ACTION: The Civil Service Commission granted an appointment waiver but assessed selection costs in the amount of \$1,114.

B-79 NOREEN APPLGATE

Noreen Applegate, represented by Oren Leib, Esq., appeals the determination of the President of Stockton State College, stating that the appellant had failed to present sufficient evidence to support a finding that she had been subjected to violations of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-80 ALEX ROBOTIN

Alex Robotin, a Supervisor 3, Motor Vehicles with the Motor Vehicle Commission (MVC), represented by Justin M. Murphy, Esq., appeals the determination of the MVC's Acting Equal Employment Opportunity Officer, stating that there was probable cause to substantiate a finding that he violated the New Jersey State Policy Prohibiting Discrimination in the Workplace (State Policy).

ACTION: The Civil Service Commission directed that this matter be held over.

B-81 ALEX ROBOTIN

Alex Robotin, a Supervisor 3, Motor Vehicles with the Motor Vehicle Commission (MVC), represented by Joseph A. Carmen, Esq., appeals the determination of the MVC's Equal Employment Opportunity Officer, stating that the appellant failed to present sufficient evidence to support a finding that he had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace (State Policy).

ACTION: The Civil Service Commission directed that this matter be held over.

B-82 DAVID ADAMS

David Adams, Senior Correction Officer, appeals an official written reprimand issued by the Department of Corrections.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-83 DENNICE BETTS

Dennice Betts, Judiciary Clerk 3, appeals a five day suspension issued by the Judiciary.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-84 MICHAEL GOLDIN

Michael Goldin, Judiciary Clerk 3, appeals an official written reprimand issued by the Judiciary.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-85 MICHAEL MITCHELL

Michael Mitchell, Senior Correction Officer appeals an official written reprimand issued by the Department of Corrections.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-86 PAUL SERDIUK

Paul Serdiuk, Personnel Assistant 2, represented by Stuart J. Alterman, Esq., appeals an official written reprimand issued by the Department of Military and Veterans Affairs.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-87 DOROTHY REID

The State Parole Board request that the provisions of N.J.A.C.4A:6-3.4(a), which govern the time period in which employees must file an application for Supplemental Compensation on Retirement (SCOR), be relaxed to permit Dorothy Reid to submit a late application for SCOR benefits.

ACTION: The Civil Service Commission granted the request.

B-88 ILINE RICHARDS

Iline Richards, a Supervising Program Development Specialist with the Department of Children and Families (DCF), appeals her transfer from the Department of Human Services (DHF).

ACTION: The Civil Service Commission directed that this appeal be denied.

B-89 CHRISTINE BENTZ

Christine A. Bentz appeals the decision of the Division of State Human Resource Management (SHRM) that the proper classification of her position is Principal Audit Account Clerk. The appellant seeks an Assistant Buyer classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-90 MARINA HEWETT

Marina Hewett and the Borough of Wildwood Crest appeal the determination of the Division of Local Human Resource Management (LHRM) that Hewett's position is properly classified as a Principal Account Clerk. The parties seek a Supervisor of Accounts classification in this proceeding.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-91 JOSEPH METZGER

Joseph Metzger appeals the determination of the Division of State Human Resource Management that his position is properly classified as a Crew Supervisor, Electricians with Rowan University. The appellant seeks a Construction Management Specialist 3 classification in this proceeding.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-92 SHARLENE PISNOY

Atlantic County appeals the determination of the Division of Local Human Resource Management (LHRM) that Sharlene Pisnoy's position is properly classified as a Community Service Aide. The appointing authority seeks a Community Service Worker classification in this proceeding.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-93 ARLENE VEREEN-JONES

Arlene Vereen-Jones appeals the decision of the Division of State Human Resource Management (SHRM) that the proper classification of her position is Senior Technician, Management Information Systems. The appellant seeks a Technical Support Specialist 2 classification. The Department of Community Affairs requests that Arlene Vereen-Jones' out-of-title work experience be accepted for a qualifying examination for Senior Technician, Management Information Systems.

ACTION: The Civil Service Commission directed that the classification appeal be denied but referred the matter of the appellant's classification since July 31, 2008 to the Division of State Human Resource Management for further review. The Civil Service granted the request to accept out-of-title work experience.

B-94 SPEECH AND HEARING PATHOLOGY TITLE SERIES

The Communications Workers of America, Local 1040, represented by Robert O. Yeager, Principal Staff Representative, appeals the determination of the Division of Classification and Compensation which found that an insufficient basis had been presented to warrant reevaluation of the Speech and Hearing Pathology title series.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-95 LEON DANIELS

Leon Daniels, a Police Officer with the City of Salem, represented by William G. Blaney, Esq., appeals the termination of his interim appointment as a Police Sergeant and his return to his permanent title of Police Officer effective August 1, 2007.

ACTION: The Civil Service Commission directed that this appeal be denied but directed that the appellant be permitted to file for and take a make-up examination for Police Sergeant (PM2613H), Salem.

B-96 JOANNE ANNACONE

Joanne Annacone, a former Principal Clerk Stenographer with Camden County, requests reconsideration of the decision of the Merit System Board, rendered on April 9, 2008, granting her \$4,324.08 in back pay and \$9,962.64 in counsel fees.

ACTION: The Civil Service Commission granted in part reconsideration and awarded additional back pay and directed that the remainder of the appellant's request be denied.

B-97 WILLIAM CARTER

William Carter, a former Manager 1, Information Processing with the Department of Human Services, petitions the Civil Service Commission for reconsideration of the final administrative decision, rendered on December 7, 2006, in which the Director of the Division of Merit System Practices and Labor Relations denied his request for a hearing with respect to his indefinite suspension.

ACTION: The Civil Service Commission denied the request for reconsideration.

B-98 MICHELE COLEMAN

Michele Coleman, a former Secretarial Assistant 2 (Non-Stenographic) with the Department of Community Affairs, represented by Thomas Palermo, Jr., President CWA Local 1039, requests reconsideration of the decision of the Merit System Board, rendered on December 5, 2007, denying her appeal of her release at the end of the working test period and return to her formerly held permanent title of Head Clerk effective July 17, 2006.

ACTION: The Civil Service Commission denied the request for reconsideration.

B-99 JAMES FLAGG

The Superior Court of New Jersey, Appellate Division, has remanded the Merit System Board's decision modifying the removal of James Flagg, a Truck Driver with the City of Newark, to a six-month suspension for a redetermination of his back pay and counsel fees.

ACTION: The Civil Service Commission denied the request for back pay and counsel fees.

B-100 NATASHA JONES

The appeal of Natasha Jones, a Human Services Assistant with the Department of Military and Veterans Affairs, of her removal effective January 8, 2008, on charges, was considered by Administrative Law Judge Gail M. Cookson (ALJ), who rendered her initial decision on July 30, 2008, recommending acknowledgement of the settlement of the parties.

ACTION: The Civil Service Commission remanded the matter to the Office of Administrative Law.

B-101 MONIQUE ALLEN, ET AL.

Monique Allen, Melissa Colucci, Lisa Graiff, Amanda Pettineo, Howard Princz, Sherray Robinson, Abraham Sherief, and Renee Smith appeal the determinations of the Division of Selection Services which found that they did not meet the experience requirement for the open competitive examination for Paralegal Technician 2 (S0647J).

ACTION: The Civil Service Commission directed that these appeals be denied.

B-102 PATTY GERGEL

Patty Gergel appeals the decision 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 Manager 3, Division of Motor Vehicles (PS6360T), Motor Vehicle Commission.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-103 KYNA L. HERRING

Kyna L. Herring appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Principal Income Maintenance Technician (PS4833K), Department of Human Services.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-104 KYNA L. HERRING

Kyna L. Herring appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Senior Income Maintenance Technician (PS3769K), Department of Human Services.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-105 GUY HILL

Guy Hill appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the promotional examination for Administrative Analyst 1 Data Processing (PS4977T), Department of Transportation.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-106 KRISTINE JACOBY

Kristine Jacoby appeals the determination of the Division of Selection Services which found that she did not meet the experience requirement for the open competitive examination for Paralegal Technician 2 (S0647J).

ACTION: The Civil Service Commission directed that this appeal be granted.

B-107 ROBERT SQUEGLIA

Robert Squeglia appeals the determination of the Division of Selection Services that he did not meet the experience requirement for the promotional examination for Senior Mason (PM0459J), Linden.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-108 CRAIG VENSON

Craig Venson appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Lieutenant (PM2547K), Plainfield.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-109 ROBERT FIELDS

The Division of Selection Services requests that the provisions of N.J.A.C. 4A:4-1.1(c) be relaxed in order to permit the continued appointment of Robert Fields from the Pumping Station Repairer (PM0812J), Hamilton Township, eligible list and the amendment to the examination announcement.

ACTION: The Civil Service Commission granted the request.

B-110 MARVIN FELDER

The Division of State Human Resource Management (SHRM), on behalf of the Office of Information Technology, requests that Marvin Felder's out-of-title work experience be accepted to qualify him for a prospective promotional examination for Data Processing Systems Programmer 2, Office of Information Technology.

ACTION: The Civil Service Commission denied the request.

B-111 JOSEPH ROGOWSKI

The Acting Director, Division of Local Human Resource Management (LHRM), on behalf of Cape May County, requests that Joseph R. Rogowski's out-of-title work experience be accepted to qualify him for a prospective promotional examination for the dual title of Sheriff's Officer Sergeant/Training Officer.

ACTION: The Civil Service Commission granted the request.

B-112 GEORGE DESTIN

George Destin requests that he be admitted to the promotional examination for Police Sergeant (PM2589K), East Orange.

ACTION: The Civil Service Commission granted the request.

B-113 ROBERT G. MATLOCK

Robert G. Matlock appeals the denial of his request for a make-up for the open competitive examination for Research Assistant, Criminal Information (C6172J), Mercer County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-114 PATRICIA SPARANO

Patricia Sparano petitions the Civil Service Commission to accept her untimely application for the promotional examination for Human Services Specialist 4 (PC0784K), Camden County Board of Social Services.

ACTION: The Civil Service Commission granted the request.

B-115 HARRY CASSIDY

The Administrative Office of the Courts, on behalf of Harry Cassidy, requests the relaxation of the provisions of *N.J.A.C. 4A:6-1.22* so as to permit Mr. Cassidy to donate more than 10 sick days to Grace Genovesi, who is participating in the donated leave program and to allow employees to donate leave time beyond the 10-day limit.

ACTION: The Civil Service Commission granted the request.

B-116 AMY LITTLES

The Department of Education, on behalf of Amy Littles, a Residential Services Supervisor 2 – 10 Months, requests a waiver of repayment of a salary overpayment pursuant to *N.J.S.A. 11:3-7*, which provides that when an employee has erroneously received a salary overpayment, the repayment may be waived based on a review of the case.

ACTION: The Civil Service Commission denied the request.

B-117 KENNETH R. MARTINEZ

The Superior Court of New Jersey, Appellate Division, has remanded the matter of the selection of Deputy Fire Chief for the City of Passaic to the Civil Service Commission to repeat the final selection process for Deputy Fire Chief utilizing the normal “rule of three” proceedings.

ACTION: The Civil Service Commission directed that Christopher Szczygiel’s name be removed from the Deputy Fire Chief (PM3618G) eligible list and that a new certification for the Deputy Fire Chief title be issued and appointments made in accordance with the “rule of three” procedures.

VOTE:

Hope L. Cooper	(Yes)
Flavella Branham	(Abstained)
John Currie	(Yes)
Margaret E. L. Howard	(Yes)

B-118 BERNICE ECKEARD

Bernice Eckead, represented by Thomas J. Palermo, Jr., President, CWA Local 1039, appeals the determination of the Division of Selection Services which found that she did not meet the experience requirement for the promotional examination for Investigator 3, Child Protection (PS5746K), Department of Children and Families.

ACTION: The Civil Service Commission directed that this appeal be denied.

VOTE:

Hope L. Cooper	(Yes)
Flavella Branham	(Abstained)
John Currie	(Yes)
Margaret E. L. Howard	(Yes)

B-119 JOHN VENDETTA

John Vendetta appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Sergeant (PM2620K), North Wildwood due to an untimely application.

ACTION: The Civil Service Commission directed that this appeal be granted.

VOTE:	Hope L. Cooper	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Margaret E. L. Howard	(Yes)

B-120 DOUGLAS ZSAK

Douglas Zsak, represented by Kevin J. Carlin, Esq., appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Sergeant (PM2607K), Linden due to an untimely application.

ACTION: The Civil Service Commission directed that this appeal be granted.

VOTE:	Hope L. Cooper	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Margaret E. L. Howard	(Yes)

B-121 CHARLES CASSERLY

Charles Casserly requests that he be admitted to the promotional examination for Police Sergeant (PM2600K), Jersey City.

ACTION: The Civil Service Commission granted the request.

VOTE:	Hope L. Cooper	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Margaret E. L. Howard	(Yes)

There being no further business before the Civil Service Commission, the meeting was adjourned to convene on Wednesday, December 17, 2008, at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

**Hope L. Cooper
Acting Chairperson
Civil Service Commission**