



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

**MINUTES OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
August 27, 2008**

**Margaret E. L. Howard, Presiding
Flavella Branham
Robert Long**

August 27, 2008

A regular meeting of the Civil Service Commission was held on Wednesday, August 27, 2008, in Trenton, New Jersey.

PRESENT: Margaret E. L. Howard, Presiding Member; Members Flavella Branham and Robert Long; Pamela Ullman, Deputy Attorney General; and Elizabeth Napolitano, Deputy Director, Division of Merit System Practices and Labor Relations.

In accordance with L.1975, c.231, Presiding Member Margaret E. L. Howard, 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.

It is noted that agenda items A-4 and B-99 were considered at the conclusion of the agenda to allow for the items to be discussed in Executive Session.

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of Edmund Harbison
Asbury Park Housing Authority
Resignation not in good standing

In the Matter of Thomas E. Heller, II
County of Mercer
Department of Human Services
Removal

In the Matter of Victoria Holman
City of Jersey City
Library
Removal

In the Matter of Michael Jahn
City of Asbury Park
Building and Housing Department
Removal

In the Matter of Denise Jordan
County of Mercer
Department of Public Safety
Suspension

In the Matter of Julia Maull
Township of Sparta
Department of Public Works
Layoff

In the Matter of Julia Maull
Township of Sparta
Department of Public Works
Suspension

In the Matter of Mavis Morris
Trenton Psychiatric Hospital
Department of Human Services
Removal

In the Matter of Christopher Mulligan
Commission for the Blind and Visually Impaired
Department of Human Services
Suspension and Removals (5)

In the Matter of Marleen Parent
South Woods State Prison
Department of Corrections
Release at the end of the working test period

In the Matter of Ray Peterson
County of Mercer
Department of Public Safety
Suspension

In the Matter of Delores Valentin
Elizabeth Housing Authority
Suspension

In the Matter of Samuel R. White
County of Mercer
Department of Public Safety
Suspension

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

ACTION: The Civil Service Commission acknowledged the settlements.

A-2 ERICK AGINS (REMAND)

Erick Agins, Supervisor, Traffic Maintenance, City of Trenton, Department of Public Works, 10-day suspension on charges of inability to perform duties and neglect of duties.

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

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to dismiss the appeal without prejudice.

A-3 MARTY DIAS

Marty Dias, Police Officer, City of East Orange, Police Department, 10 working day and 90 working day suspensions on charges of chronic or excessive absenteeism and neglect of duty.

Recommendation of the Administrative Law Judge – Modify the 10 working day and 90 working day suspensions to a 6-month suspension.

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

Agenda items A-4 and B-99 were held to be considered at the conclusion of the regular agenda. At that time, a motion was made and seconded that the open session be recessed and that, pursuant to Section 12(b) of the Open Public Meetings Act, the Civil Service Commission entered into Executive Session because the matters involved issues of confidentiality on the matters of A-4 Edward Day and B-99 Dean Spencer. The Board subsequently reconvened the public meeting.

A-4 EDWARD DAY

Edward Day, Senior Correction Officer, Juvenile Justice, Juvenile Justice Commission, Department of Law and Public Safety, 15-day suspension on charges of conduct unbecoming a public employee, and violation of rules.

Recommendation of the Administrative Law Judge – Uphold the 15-day suspension.

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

A-5 GENERAL MCFADDEN

General McFadden, Fire Alarm Operator, City of Paterson, Fire Department 30-day suspension on charges of conduct unbecoming a public employee and other sufficient cause regarding violations of various City policies, among other things, unprofessional conduct, harassment and false statements.

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-6 NAGY SOLIMAN

Nagy Soliman, Supervising Electrician, Borough of Fair Lawn, Public Works Department, eight day suspension on charges of neglect of duty and other sufficient cause.

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

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

A-7 BENJAMIN J. TRAVERS

Benjamin J. Travers, Cottage Training Technician, New Lisbon Developmental Center, Department of Human Services, indefinite suspension pending the outcome of criminal charges, on charges of robbery, unlawful possession of weapons and possession of weapons for unlawful purposes and removal effective June 14, 2007 on charges of physical abuse of a client and verbal abuse of a client.

Recommendation of the Administrative Law Judge – Uphold the removal. It is noted that the indefinite suspension is moot, as it is the same date as the removal.

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

A-8 KAREEM HOWZE

Kareem Howze, County Correction Sergeant, Hudson County, Corrections Department, removal effective April 12, 2006 on charges of conduct unbecoming a public employee, insubordination, neglect of duty, incompetency, inefficiency or failure to perform duties 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-9 CORINE JOHNSON

Corine Johnson, School Traffic Guard, Township of Irvington, Police Department, removal effective April 23, 2007 on charges of neglect of duty and incompetency, inefficiency or failure to perform duties.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to dismiss the appeal for lack of jurisdiction.

A-10 GEORGE KANDAKAI

George Kandakai, Human Services Technician, Greystone Park Psychiatric Hospital, Department of Human Services, two removals effective January 9, 2007, one on the charge of violation of a policy or procedure and one on the charge of falsification.

Recommendation of the Administrative Law Judge – Uphold the removal.

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

A-11 JOAQUINA LARANJEIRA

Joaquina Laranjeira, Grounds Worker, Kean University, removal effective December 23, 2006 on charges of conduct unbecoming a public employee, and other sufficient cause regarding violation of NJ Executive Order #49.

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

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to dismiss the appeal without prejudice.

A-12 YVONNE PINCKNEY

Yvonne Pinckney, Technical Assistant 1, Department of Treasury, return to formerly held permanent title at the end of the working test period effective June 26, 2007. This matter was held over from the July 16, 2008 Civil Service Commission meeting.

Recommendation of the Administrative Law Judge – Grant a new working test period.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to uphold the return to her formerly held permanent title at the end of the working test period.

A-13 SETTLEMENTS

In the Matter of Edward Ainsley
County of Gloucester
Department of Human Resources
Removal

In the Matter of the Estate of Gracie Brown
Camden City Housing Authority
Layoff

In the Matter of Robert Buell
Borough of Rutherford
Police Department
Removal

In the Matter of Robert W. Hartley
Newark Housing Authority
Layoff

In the Matter of Sean Karabinchak
Juvenile Justice Commission
Release at the end of the working test period

In the Matter of Ricardo Leaty
Motor Vehicle Commission
SLI

In the Matter of Francine McDougale
Jersey City School District
Removal

In the Matter of James Pittman
Trenton Psychiatric Hospital
Department of Human Services
Removal

In the Matter of Patricia Salardino
Middlesex County
Board of Social Services
Release at the end of the working test period

In the Matter of the Estate of Michael Walker
Township of Paterson
Fire Department
Resignation not in good standing

In the Matter of Doslyn Woodham
New Lisbon Developmental Center
Department of Human Services
Removal

In the Matter of Iasha Woodham
New Lisbon Developmental Center
Department of Human Services
Removal

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

ACTION: The Civil Service Commission acknowledged the settlements.

A-14 CHRISTOPHER ESPOSITO

Christopher Esposito, Police Officer, Borough of Rutherford, Police Department, removal effective August 5, 2005 on charges of misconduct, incompetency, inefficiency or failure to perform duties, inability to perform duties, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

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

ACTION: The Civil Service Commission rejected the recommendation of the Administrative Law Judge and acknowledged the settlement.

A-15 MICHAEL HOWE

Michael Howe, Police Officer, City of Clifton, Police Department, release at the end of the working test period. This matter was held over from the February 13, 2008 Merit System Board meeting.

Recommendation of the Administrative Law Judge – Grant a new shortened working test period of six months.

ACTION: The Civil Service Commission rejected the recommendation of the Administrative Law Judge and acknowledged the settlement.

A-16 MAUREEN BYRD

Maureen Byrd, Correction Sergeant, Edna Mahan Correctional Facility for Women, Department of Corrections, 60-working day suspension on charges of safety and security precautions, loss or careless control of radios, mace or handcuffs, performance, neglect of duty, loafing, idleness or willful failure to devote attention to tasks which could result in danger to persons or property and 10-working day suspension on charges of conduct unbecoming a public employee and violation of a rule, regulation, policy, procedure, order or administrative decision.

Recommendation of the Administrative Law Judge – Dismiss the appeal.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to dismiss the appeal without prejudice.

A-17 LIZETTE IRIZARRY

Lizette Irizarry, Correction Officer, County of Hudson, Department of Corrections, 30-day suspension on charges of insubordination, conduct unbecoming public employee and neglect of duty.

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

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

A-18 JAMES J. KEARNS, MICHAEL K. DELANCEY AND KEVIN BUCKLEY

1) James J. Kearns, Police Sergeant, City of Elizabeth, Police Department, 183-day suspension and demotion to the title of Police Officer effective February 8, 2006, on charges of violation of rules and regulations regarding police image, conduct unbecoming a public employee and other sufficient cause.

2) Michael K. Delancey, Police Lieutenant, 95-day suspension and demotion to the title of Police Sergeant, on charges of incompetency, inefficiency or failure to perform duties, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

A-18 JAMES J. KEARNS, MICHAEL K. DELANCEY AND KEVIN BUCKLEY (CONTINUED)

3) Kevin Buckley, Police Sergeant, 96-day suspension and demotion to the title of Police Officer, 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 – 1) Modify Kearns’s 183-day suspension to a 60-day suspension and reverse the demotion to Police Officer, 2) modify Delancey’s 95-day suspension to a 30-day suspension and reverse the demotion to Police Sergeant and 3) modify Buckley’s 96-day suspension to a 15-day suspension and reverse the demotion to Police Officer.

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

A-19 LORENZO VALENTIN

Lorenzo Valentin, Police Officer, City of Newark, Police Department, 12-day suspension on charges of violation of Department rules and regulations regarding conduct in public and private and conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Reverse the 12-day suspension.

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

A-20 WALTER YOUNG

Walter Young, Police Lieutenant, Township of Irvington, Police Department, 60-day suspension on charges of insubordination, withholding information and obedience to laws and regulations.

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

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

A-21 JULIA ANDERSON

Julia Anderson, County Correction Officer, County of Burlington, County Jail, 1) 10-day suspension, 2) 10-day suspension, 3) 20-day suspension, 4,5,6,7,8) five removals effective December 8, 2007, on charges of chronic or excessive absenteeism or lateness, other sufficient cause and attendance policy.

Recommendation of the Administrative Law Judge – 1) Uphold the 10-day suspension, 2) uphold the 10-day suspension 3) uphold the 20-day suspension, 4) uphold the removal, 5) reverse the removal, 6) uphold the removal, 7) reverse the removal, and 8) uphold the removal.

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

A-22 JUDY JILES

Judy Jiles, Assistant Family Service Worker 3, Department of Children and Families, removal effective May 30, 2007 on charges of leaving an assigned work area without permission but not creating a danger to persons or property, neglect of duty, falsification, use of state vehicle for unauthorized or unofficial purposes and conduct unbecoming a public employee.

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 WILLIAM LEE

William Lee, Senior Correction Officer, Garden State Youth Correctional Facility, Department of Corrections, 15-working day suspension and removal effective April 18, 2007, on charges of insubordination, other sufficient cause, inappropriate physical contact or mistreatment of an inmate, patient, client, resident, or employee, conduct unbecoming a public employee and threatening, intimidating, harassing, coercing, or interfering with fellow employees on State property.

Recommendation of the Administrative Law Judge – Uphold the 15-working day suspension and removal.

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

A-24 LARRY TAYLOR

Larry Taylor, Senior Food Service Handler, Vineland Developmental Center, Department of Human Services, removal effective April 21, 2006, on charges of creating a disturbance on State property, intimidating, coercing or interfering with fellow employees on State property 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.

SECTION B – MISCELLANEOUS MATTERS

B-1 JAMES FITZGERALD

James Fitzgerald appeals his rejection as a Police Officer candidate by Atlantic City and its request to remove his name from the eligible list for Police 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-2 GARY VANNOZZI

Gary Vannozzi appeals his rejection as a County Correction Officer by Mercer County and its request to remove his name from the eligible list for County Correction Officer (S9999F) 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-3 WILLIAM BOAL

William Boal, a Senior Correction Officer at Albert C. Wagner 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 in part.

B-4 HOWARD DOHERTY

Howard Doherty, a Senior Correction Officer with the Department of Corrections, represented by Frank M. Crivelli, Esq., appeals the denial of sick leave injury (SLI) benefits.

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

B-5 JESSICA FIGUEROA (TORRES)

Jessica Figueroa (Torres), a Senior Correction Officer, Juvenile Justice, with the Juvenile Justice Commission, Department of Law and Public Safety, appeals the denial of sick leave injury (SLI) benefits.

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

B-6 MAUREEN LAPORTA

Maureen LaPorta, a Judge's Secretary 1 with the Essex Vicinage of the New Jersey Judiciary, represented by Sean M. Dillon, Esq., appeals the decision denying sick leave injury (SLI) benefits.

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

B-7 JENNIFER MCKENZIE

Jennifer McKenzie, a Cottage Training Technician with the Woodbridge 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 granted.

B-8 SIEUDIAL RAMKISSOON

Sieudial Ramkissoon, a Senior Security Officer with Ramapo College, appeals the denial of sick leave injury (SLI) benefits.

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

B-9 DANIEL RANKOSKY

Daniel Rankosky, a Senior Correction Officer with the 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 DEBBIE STEWART

Debbie Stewart, a Senior Cottage Training Technician with the New Lisbon 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 granted.

B-11 DANIELLE WILLIAMS

Danielle Williams, a Legal Secretary 2 with the Department of Law and Public Safety, Office of the Attorney General, represented by Samuel M. Gaylord, Esq., appeals the denial of sick leave injury (SLI) benefits.

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

B-12 MARIE R. DESARME

Marie R. Desarme appeals the decision of the Division of State Human Resource Management, which removed the appellant's name from the Charge Nurse 12 Months (S9346H) employment list due to the appellant's failure to respond to the Certification Notice.

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

B-13 ANITA O'NEAL

Anita O'Neal, represented by Louis C. Guarino, Esq., appeals the determination of the Division of Local Human Resource Management (LHRM), which upheld the appointing authority's bypass of her name on the May 9, 2007 certification of the eligible list for Police Sergeant (PM2541F), Trenton.

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

B-14 PAUL A. ZIELINSKI

Paul A. Zelinski, represented D. William Subin, Esq., appeals the decision of the Division of Local Human Resource Management (LHREM), which upheld the appointing authority's decision to bypass his name on the eligible list for Police Sergeant (PM2567G), Wildwood City.

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

B-15 ASSISTANT ENGINEER (M1410H), VERONA TOWNSHIP

Verona Township requests permission not to make an appointment from the October 29, 2007 certification for Assistant Engineer (M1410H).

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

B-16 ASSISTANT VIOLATIONS CLERK (M1753J), MORRISTOWN

Morristown requests permission not to make an appointment from the February 4, 2008 certification for Assistant Violations Clerk (M1753J).

ACTION: The Civil Service Commission denied the request for an appointment waiver and ordered the appointing authority to properly dispose of the certification and remit \$500 in compliance costs.

B-17 CASHIER (M1622J), NEWARK

The appointing authority's failure to dispose of the certification for Cashier (M1622J), Newark, while a provisional is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION: The Civil Service Commission ordered the appointing authority to remove the provisional appointee, make an appointment from the certification, and pay compliance costs.

B-18 CRIME PREVENTION AIDE (M6324H), UNION TOWNSHIP

Union Township, represented by Arthur R. Thibault, Jr., Esq., requests permission not to make an appointment from the July 10, 2006 certification for Crime Prevention Aide (M6324H).

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

B-19 SENIOR CLERK (M1059H), CITY OF PATERSON

The City of Paterson requests permission not to make an appointment from the October 17, 2006 certification for Senior Clerk (M1059H).

ACTION: The Civil Service Commission granted the request for an appointment waiver but assessed partial selection costs in the amount of \$1,024.

B-20 JAYANTILAL PATEL

Jayantilal Patel, a Principal Environmental Engineer, Water Resources, with the Department of Environmental Protection, appeals the determination of the Assistant Commissioner, Management and Budget, with the Department of Environmental Protection, 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.

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

B-21 ANGELO CATALDO

Angelo Cataldo, a former Court Executive with the Judiciary, Bergen Vicinage, represented by Christian P. Stueben, Esq., appeals the determination of the appointing authority, which denied his claim for Supplemental Compensation on Retirement (SCOR) for unused sick leave.

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

B-22 ROBERT A. GALLAGHER

Robert A. Gallagher appeals the decision of the Division of State Human Resource Management, which determined that his effective date of reclassification of his position from Hazardous Site Mitigation Specialist 1 to Site Manager was September 1, 2007.

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

B-23 KAREN ABBOTT

The Department of Transportation requests that the eligible list for Manager 2, Department of Transportation, Procurement (PS0951T) be revived in order to effectuate the permanent appointment of Karen Abbott, effective March 29, 2008.

ACTION: The Civil Service Commission granted the request.

B-24 BELINDA CHISARICK AND ROSE MCDERMOTT

Belinda Chisarick and Rose McDermott, Administrative Assistants 3 with the Department of Environmental Protection, appeal their lateral title changes.

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

B-25 DAVID ABER, ET AL.

Independence Township petitions for retroactive appointment dates as Police Sergeants for David Aber and Keith Aiello and as a Police Chief for Dennis Riley.

ACTION: The Civil Service Commission granted the request.

B-26 ARDRA ESCALERA

Monmouth County petitions for retroactive permanent appointment date as a Telephone Operator for Ardra Escalera.

ACTION: The Civil Service Commission granted the request.

B-27 MICHELLE FEDORKO

Michelle Fedorko, a Customer Service Representative 4 with the Motor Vehicle Commission, represented by Paul Curcio, Representative, CWA Local 1033, appeals her resignation in good standing, effective February 15, 2008.

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

B-28 AFOLABI BABALOLA

Afolabi Babalola, represented by Eric Winston, Esq., requests reconsideration of the decision rendered on April 23, 2008 by the Merit System Board which found sufficient basis to grant the request of Passaic County to remove his name from the list of eligibles for Juvenile Detention Officer (C2065D), County of Passaic.

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

B-29 ANTHONY IRVIN

Anthony Irvin, a Custodial Worker with the Newark School District, represented by Sasha A. Wolf, Esq., requests reconsideration of the decision rendered on September 20, 2006, which upheld the dismissal of his appeal of his 20-day suspension, based on his failure to appear at his scheduled settlement conference.

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

B-30 DENISE LONG, ET AL.

Joshua M. Ottenberg, Acting Camden County Prosecutor, on behalf of Denise Long, Linda Rusin, and Roseanne Skalkowski, requests reconsideration of the decision rendered on April 23, 2008, which found that, per the substitution clause for education, they were below the minimum requirements in experience for the promotional examination for Paralegal Specialist (PC1775H), Camden County.

ACTION: The Civil Service Commission granted the requests for reconsideration.

B-31 ROBERT L. ROBINSON

Robert L. Robinson requests reconsideration of the decision rendered on January 16, 2008, which upheld the removal of his name from the eligible list for Juvenile Detention Officer (C2128G), Warren County and (C2125G), Hudson County.

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

B-32 FREDDIE B. FRAZIER, SR.

The appeal of Freddie B. Frazier, Sr., a Senior Correction Officer at Northern State Prison, Department of Corrections, of his removal, effective June 13, 2001, on charges, was heard by Administrative Law Judge (ALJ) Jeffrey A. Gerson, who rendered his initial decision on May 13, 2008. At its meeting on July 30, 2008, the Civil Service Commission did not adopt the ALJ's recommendation to modify the removal to a six-month suspension. Rather, the Commission upheld the removal. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-33 KAREN HAMSHAR

The appeals of Karen Hamshar, a Maintenance Worker 1, Transportation, with the Department of Transportation, of the denial of sick leave injury (SLI) benefits and of the determination of the Deputy Commissioner, Department of Transportation, stating that she 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 (State Policy), were heard by Administrative Law Judge (ALJ) Ken R. Springer, who rendered his initial decision on June 24, 2008. At its meeting on July 30, 2008, the Civil Service Commission (Commission) adopted the ALJ's recommendation to grant SLI benefits and to deny the discrimination appeal. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-34 JOSE MALDONADO

The appeal of Jose Maldonado, a Social Service Aide with the Passaic County Board of Social Services, concerning his release at the end of his working test period, effective October 6, 2003, was heard by Administrative Law Judge Margaret M. Monaco (ALJ), who rendered her initial decision on June 6, 2008. At its meeting on July 30, 2008, the Civil Service Commission adopted the ALJ's recommendation that the appellant receive a new working test period. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-35 KIRSTEN DAYS

Kirsten Days appeals the determination of the Division of Selection Services that found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Classification Officer 1 (PS6750I), Northern State Prison.

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

B-36 MEGHAN FARRELL

Meghan Farrell appeals the determination of the Division of Selection Services which found that she was below the minimum requirements for the open competitive examination for Director of Therapeutic Services (C2004K), Hudson County.

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

B-37 TANYA FONVILLE

Tanya Fonville appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Secretarial Assistant Typing (PM1314J), Atlantic City.

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

B-38 CHRISTOS GENES

Christos Genes 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 Training Officer, Law Enforcement (C6277J), Hudson County.

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

B-39 MAUREEN GILLMEYER

Maureen Gillmeyer 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 Coordinator (PS7305K), Hunterdon Developmental Center.

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

B-40 DEBORAH HAYES

Deborah Hayes appeals the determination of the Division of Selection Services that found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Classification Officer 1 (PS6747I), Mountainview Correctional Institution.

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

B-41 MARY A. JOHNSON AND LISA M. MURPHY

Mary A. Johnson and Lisa M. Murphy appeal the determinations of the Division of Selection Services which found that, per the substitution clause for education, they did not meet the requirements for the promotional examination for Senior Claims Investigator (PS3454U), Department of the Treasury.

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

B-42 ROBERT JOYNER

Robert Joyner appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the Senior Medical Security Officer (S0584J), Department of Human Services open competitive examination.

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

B-43 GREGORY LARSEN

Gregory Larsen 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 promotional examination for Senior Planner Emergency Management (PS4534P), Division of State Police.

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

B-44 LEOLA LEE

Leola Lee 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 Management Assistant (PS7900K), Trenton Psychiatric Hospital. The appellant also appeals the determination of the Division of Human Resource Management (HRM) that her position is properly classified as a Medical Services Assistant.

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

B-45 DIANE MCDEVITT

Diane McDevitt 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 Assistant Public Information Officer (PC0510J), Burlington County.

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

B-46 DENNIS J. MCGOWAN AND RYAN L. REILLY

Dennis J. McGowan and Ryan L. Reilly appeal the determinations of the Division of Selection Services which found that they did not meet the experience requirements for the open competitive examination for Program Development Specialist 1 (C2006K), Ocean County.

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

B-47 HELEN MCKEOWN

Helen McKeown 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 Assistant Purchasing Agent (PC1072J), Union County.

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

B-48 KATIE ONITIRI

Katie Onitiri 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 Advocate, Victim Witness Program (C1931J), Mercer County.

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

B-49 MELISSA PINTO

Melissa Pinto appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the Personnel Aide 2 (PS5817J), Richard Stockton College of New Jersey promotional examination.

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

B-50 NANCY RENG

Nancy Reng appeals the determination of the Division of Selection Services which found that she did not meet the education and experience requirements for the open competitive examination or Staff Clinical Psychologist 3 (Mental Health Services)(S6975J), Statewide.

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

B-51 JOSEPH SANGATALDO

Joseph Sangataldo appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the Social Worker, Aging, (C1974J), Cumberland County open competitive examination.

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

B-52 JOSEPH TORRES

Joseph Torres appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the promotional examination for Maintenance Superintendent (PC1573J), Union County.

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

B-53 INGRID SIRMANS

Ingrid Sirmans appeals the decision of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Residential Services Specialist 2 (PS5764K), Department of Children and Families.

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

B-54 ROSEMARIE STEWART

Rosemarie Stewart 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 Clinical Psychologist 1 (Division of Mental Health Services) (S6983J), Department of Human Services.

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

B-55 SHIRLEY TAYLOR-RUMPH

Shirley Taylor-Rumph appeals the decision of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Psychiatric Social Service Assistant (PC1310J), Camden County.

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

B-56 KATRINA VALDIVIA

Katrina Valdivia appeals the determination of the Division of Selection Services which found that she did not meet the minimum experience requirements for the promotional examination for Senior Clerk Typist (PS5202K), Department of Children and Families.

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

B-57 BRENDA WHARTON

Brenda Wharton appeals the decision of the Division of Selection Services which found that she did not meet the experience requirement for the examination for Secretarial Assistant 3 (Non-Stenographic) (PS4270K) Ancora Psychiatric Hospital.

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

B-58 CHRISTOPHER CASTOVINCI

Christopher Castrovinci appeals the decision of the Division of Selection Services denying his request for a make up examination for Correction Sergeant (PS2865P), Juvenile Justice Commission.

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

B-59 JOHN TEMPLETON

John Templeton appeals the administration of the physical performance portion of the examination for Fire Fighter (M9999H).

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

B-60 JAMES TROISI

James Troisi appeals the promotional examination for County Correction Lieutenant (PC2660J), Essex County.

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

VOTE:	Margaret E. L. Howard	(Yes)
	Flavella Branham	(Abstained)
	Robert Long	(Yes)

B-61 SALARY REGULATIONS, FY 2009

Submitted for the Commission's review are the Salary Regulations, FY 2009. These salary regulations pertain to the following: aligned and non-aligned employees, emergency conditions, special incentives, and miscellaneous (salary adjustments, seasonal and student assistants, Casino Control Commission employees, actuarial intern program, residents on consecution projects, changes in employee relations groups, new Division of Investment title, certain employee movements and anniversary dates). It has been approved by Hope L. Cooper, Acting Commissioner, Department of Personnel, and Charlene M. Holzbaur, Director, Division of Budget and Accounting. It is recommended that the Commission record this Salary Regulation.

ACTION: The Civil Service Commission recorded the Salary Regulation.

B-62 CIVIL SERVICE COMMISSION MINUTES

The minutes of the Civil Service Commission meeting of July 30, 2008 are submitted for adoption.

ACTION: The Civil Service Commission adopted the minutes of its meeting of July 30, 2008.

B-63 JERALD J. INGENITO

Jerald J. Ingenito, represented by James P. Swift, Esq., appeals his rejection as a Police Officer candidate by Atlantic City and its request to remove his name from the eligible list for Police Officer (S9999F) 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-64 KENNETH H. PARADA

Kenneth H. Parada appeals his rejection as a Police Officer candidate by South Plainfield and its request to remove his name from the eligible list for Police Officer (S9999F) 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-65 GEORGE F. COFFIN

George F. Coffin, a Senior Youth Worker with the Juvenile Justice Commission, Department of Law and Public Safety, appeals the decision denying sick leave injury (SLI) benefits.

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

B-66 THOMAS DAVIS

Thomas Davis, an Automotive Mechanic with the Department of Transportation, appeals the denial of sick leave injury (SLI) benefits.

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

B-67 LAWRENCE KELLY

Lawrence Kelly, a Bridge Operator 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-68 DOMINICK LAVALLO

Dominick Lavallo, a Bridge Operator with the Department of Transportation appeals the denial of sick leave injury (SLI) benefits.

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

B-69 TORSHIKA LEWIS

Torshika Lewis, a Senior Correction Officer at 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-70 KAREN SACHOWSKY

Karin Sachowsky, a Senior Correction Officer with the Albert C. Wagner Youth Correctional Facility, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

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

B-71 SHERI STOVE

Sheri Stove, a Senior Correction Officer with the New Jersey State Prison, Department of Corrections, represented by Justin R. Callow, Esq., appeals the decision denying sick leave injury (SLI) benefits.

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

B-72 JENNIFER PARKER

Jennifer Parker appeals the appointing authority's request to remove her name from the eligible list for Human Services Specialist 1 (C1492H), Burlington County Board of Social Services.

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

B-73 SHANNON N. SHELTON

Shannon N. Shelton 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 Aide (M6925G), Newark eligible list due to an unsatisfactory criminal history and for falsification of her employment application.

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

B-74 ASSISTANT COMPTROLLER (M6017G), EAST ORANGE

The appointing authority's failure to dispose of the certification for Assistant Comptroller, (M6017G), while a provisional is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION: The Civil Service Commission ordered the appointing authority to remove the provisional appointee, make an appointment from the certification and pay compliance costs.

B-75 ASSISTANT PUBLIC INFORMATION OFFICER (C1915J), PASSAIC COUNTY

The appointing authority's failure to dispose of the certification for Assistant Public Information Officer (C1915J), while a provisional is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION: The Civil Service Commission ordered the appointing authority to remove the provisional appointee, make an appointment from the certification and pay compliance costs.

B-76 COMPUTER SERVICE TECHNICIAN (M0890G), NEWARK SCHOOL DISTRICT

The Newark School District requests permission not to make an appointment from the September 19, 2005 certification for Computer Service Technician (M0890G).

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

B-77 JUVENILE DETENTION OFFICER (C2110G) PASSAIC COUNTY

The Acting Director of the Division of Local Human Resource Management requests that the eligible list for Juvenile Detention Officer (C2110G), Passaic County, be revived in order to effectuate appointments from the May 15, 2006 and October 23, 2006 certification of the eligible list.

ACTION: The Civil Service Commission granted the request.

B-78 MUNICIPAL COURT ATTENDANT (M6299H), NEWARK

The appointing authority's failure to dispose of the certification for Municipal Court Attendant (M6299H), Newark, while a provisional is serving in the title has been referred to the Civil Service Commission for enforcement.

ACTION: The Civil Service Commission ordered the appointing authority to remove the provisional appointee, make an appointment from the certification and pay compliance costs.

B-79 POLICE AIDE (M6478E) AND (M6268H), PATERSON

The City of Paterson requests permission not to make an appointment from the May 11, 2006 certification for Police Aide (M6478E) and (M6268H).

ACTION: The Civil Service Commission granted the request for an appointment waiver but assessed partial selection costs in the amount of \$1,024.

B-80 PRINCIPAL CLERK TYPIST (M1766J), UNION CITY

The appointing authority's failure to dispose of the certification for Principal Clerk Typist (M1766J), while a provisional is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION: The Civil Service Commission ordered the appointing authority to remove the provisional appointee, make an appointment from the certification and pay compliance costs.

B-81 PUBLIC HEALTH INVESTIGATOR (M1175H), HOBOKEN

The Division of Local Human Resource Management requests that Hoboken be ordered to return the July 31, 2006 certification of the eligible list for Public Health Investigator (M1175H) for proper disposition.

ACTION: The Civil Service Commission granted the request.

B-82 PURCHASING ASSISTANT (M1058H), NEWARK

The Division of Local Human Resource Management requests that the City of Newark be ordered to return the May 1, 2006 certification of the eligible list for Purchasing Assistant (M1058H) for proper disposition. In response, Newark requests reconsideration of the prior decision, *In the Matter of Purchasing Assistant (M1058H), Newark* (MSB, decided April 25, 2007).

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

B-83 RECREATION SUPERVISOR (M0576F) AND (M0927G), JERSEY CITY

Jersey City requests permission not to make an appointment from the February 21, 2006 certification for Recreation Supervisor (M0576F) and (M0927G).

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

B-84 NAFEESAH BATTLE, ET AL.

Nafeesah Battle, a Senior Clerk Typist, Gertrude Casselle, a Program Support Specialist 1, Assistance Programs, and Glorimit Suarez, a Senior Clerk with the Department of Community Affairs (DCA), appeal the determinations of the Chief of Staff, Department of Human Services, stating that the appellants did not present sufficient evidence to support a finding that they 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 these appeals be denied.

B-85 MOHAMMAD BEHI

Mohammad Behi, a former Assistant Professor with Kean University, appeals the determination of the Executive Assistant to the Board of Trustees stating that the appellant failed to present sufficient evidence to support a finding that he had been subject to violations of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

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

B-86 YUKEAM COUSINS

Yukeam Cousins, a Customer Service Representative 4 with the Motor Vehicle Commission, appeals the determination of the Equal Employment Opportunity Officer of the Motor Vehicle Commission, 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 granted.

B-87 SALLIE IRBY

Sallie Irby, a Senior Correction Officer with the Department of Corrections, appeals the determination of the Assistant Director of the Equal Employment Division (EED) which found that the appellant failed to support a finding that she 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 appeal be denied.

B-88 BETHZAIDA MALPICA

Bethzaida Malpica, a Senior Correction Officer with South Woods State Prison, Department of Corrections, appeals the determination of the Assistant Director of Equal Employment Division (EED) which found 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 in the Workplace (State Policy).

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

B-89 ALEXANDREA MUSSON

Alexandrea Musson, a Secretarial Assistant 3, Non-Stenographic with William Paterson University (WPU), appeals the determination of the President, WPU, stating that the appellant did not 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 (State Policy).

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

B-90 FELECIA WRIGHT

Felecia Wright, an Education Program Development Specialist 1 with the Department of Education (DOE), appeals the determination of the Commissioner of Education, DOE, stating that the appellant did not 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 (State Policy).

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

B-91 MARK FOSTER, ET AL., JOINT ORDER OF CONSOLIDATION

The appeals of Mark Foster, Steven Lewis, Brainard Samuels, Hudson Williams and Carl Winrow of their layoff with the Trenton Housing Authority, effective September 11, 2006 for reasons of economy and efficiency, filed by CWA were transmitted to the Office of Administrative Law as a contested case. Concurrently, the CWA filed an unfair practice charge with the Public Employment Relations Commission, alleging the appointing authority violated the Employer-Employee Relations Act. Administrative Law Judge Donald J. Stein issued an order of consolidation and predominant interest in these matters. Submitted for the Commission's review and adoption is a Joint Order of Consolidation and Predominant Interest.

ACTION: The Civil Service Commission adopted the joint order.

B-92 NICOLE STRADFORD

Nicole Stradford 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 Administrative Analyst 4 classification.

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

B-93 ANDREA WHILDEN

Andrea Whilden, a Probation Officer with the Judiciary, Cumberland/Gloucester/Salem Vicinage, requests a waiver of repayment of a salary overpayment pursuant to *N.J.S.A. 11A:3-7*.

ACTION: The Civil Service Commission denied the request.

B-94 EMPLOYMENT SERVICES TRAINEE (S0582J)

The Department of Labor and Workforce Development requests that the eligible list for Employment Services Trainee (S0582J) be revived and extended for one year.

ACTION: The Civil Service Commission granted the request.

B-95 JULIANNE KOLAKOWSKI, ET AL, VERNON TOWNSHIP

Julianne Kolakowski, a Principal Clerk Typist, Catherine Cunningham, a Principal Clerk Typist, Mary Ann Preste, a Senior Clerk Typist and Florence Cronin, a Senior Clerk Typist, members of the United Auto Workers, Local 2326, represented by Regina C. Hertzog, Esq., petition the Civil Service Commission for interim relief of their layoffs from Vernon Township, effective August 29, 2008, pending the outcome of their good faith layoff appeals.

ACTION: The Civil Service Commission denied the requests for interim relief.

B-96 ANTHONY STALLWORTH

Camden County Municipal Utilities Authority (CCMUA), represented by Scott W. Carbone, Esq., petitions the Civil Service Commission for a stay of the administrative decision rendered on December 19, 2007, in which the Merit System Board modified the removal of Anthony Stallworth to a four-month suspension and awarded him back pay, benefits and seniority.

ACTION: The Civil Service Commission denied the request.

B-97 FRANK CIAMPI

Union Township (Township), represented by Arthur R. Thibault, Jr., Esq., petitions the Civil Service Commission for reconsideration of the administrative decision, rendered on September 20, 2006, in which the Merit System Board ordered that Frank Ciampi's name be added to the January 26, 2006 certification of the Account Clerk (M7340G) Union Township eligible list.

ACTION: The Civil Service Commission denied the request.

B-98 ROBERT JORDAN

Robert Jordan, a Correction Sergeant with East Jersey State Prison, Department of Corrections, represented by Stuart Ball, Esq., requests reconsideration of that part of the decision rendered on June 11, 2008, which found that the appellant was entitled to the gross amount of \$12,936.72 in back pay. This matter was held over at the July 30, 2008 Civil Service Commission meeting.

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

B-99 DEAN SPENCER

Cape May County (County), represented by James B. Arsenault, Jr., Assistant County Counsel, petitions for reconsideration of the decision rendered on February 13, 2008, which modified the removal of Dean Spencer to an official written reprimand. Alternatively, the County petitions for a stay of the February 13, 2008 decision, pending its anticipated appeal to the Superior Court, Appellate Division. Spencer, represented by Louis M. Barbone, Esq., seeks resolution of a dispute concerning the amount of back pay and counsel fees due to him as a result of the February 13, 2008 decision.

ACTION: The Civil Service Commission granted the request for reconsideration but affirmed the prior decision modifying the removal to an official written reprimand and denied the request for a stay. Additionally, the Civil Service Commission granted \$20,806.92 in back pay and \$15,601.50 in counsel fees.

B-100 MICHAEL JASIECKI

The appeal of Michael Jasiocki, a Police Officer with Parsippany-Troy Hills, of his removal effective August 13, 2002, on charges was heard by Administrative Law Judge Margaret M. Monaco (ALJ), who rendered her initial decision on February 11, 2008. At its meeting on July 30, 2008, the Civil Service Commission adopted the ALJ's recommendation to uphold the removal. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-101 ANTHONY CARBONE, ET AL.

Anthony Carbone and Rahkeera Lovett appeal the decisions of the Division of Selection Services which found that they did not meet the education requirements for the open competitive examination for Field Representative, Housing (Housing Assistance Program) (S0649J). Cathy Ladouceur, Garland Miller, and Kia Turner appeal the decisions of the Division of Selection Services which found that they did not meet the experience requirements for the examination. Chad Hallett, Gina Jones and James Zollo appeal the decision of the Division of Selection Services which found that they did not meet the education and experience requirements for the examination. Roberta Blumberg, Frank Coppola, Margaret Costigan, and Dominique Georges appeal the decisions of the Division of Selection Services that per the substitution clause for education, they did not meet the experience requirements for the examination.

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

B-102 GLADYS CRUZ

Gladys Cruz appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Principal Clerk Transcriber (PS5098N), Department of Labor and Workforce Development.

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

B-103 ILENE GRIFFIN

Ilene Griffin appeals the decision of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Senior Standards and Procedures Technician (PS3770K), Department of Human Services.

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

B-104 WILNEYDA LUNA

Wilneyda Luna appeals the determination of the Division of Selection Services which found that she was below the minimum requirements in experience for the open competitive examination for Fiscal Analyst (M0677J), Jersey City.

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

B-105 DANIEL E. REGENYE

Daniel E. Regenye appeals the determination of the Division of Selection Services that he did not meet the experience requirement for the promotional examination for Assistant Public Health Coordinator (PC1263J), Ocean County.

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

B-106 TERRI ROTH

Terri Roth appeals the determination of the Division of Selection Services that found that she did not meet the education and experience requirements for the promotional examination for Supervising Rehabilitation Counselor Mental Health (PS5076K), Ann Klein Forensic Hospital.

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

B-107 BARBARA WYNN

Barbara Wynn appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Secretarial Assistant 3 (Non-Stenographic) (PS7011J) Rowan University.

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

B-108 NANCY VESCE

Nancy Vesce appeals the decision of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Administrative Secretary (PM1401H), Wanaque.

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

B-109 JOHN GARTON AND DOUGLAS INFERRERA, JR.

John Garton and Douglas Inferrera, Jr. Appeal the awarding of volunteer points to the score of Gregory Maines for the eligible list for Fire Fighter (M2373H), Millville.

ACTION: The Civil Service Commission directed that these appeals be granted and Mr. Maines' volunteer points be removed from his score and the application for Fire Fighter be revised as specified.

B-110 DIANA DIAZ

Diana Diaz appeals her score on the promotional examination for Records Technician 2 (Motor Vehicles) (PS3989T) and Records Technician 3 (Motor Vehicles) (PS4975T), Motor Vehicle Commission.

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

B-111 ANITA DIAZ

The Office of the Public Defender, on behalf of Anita Diaz, requests the relaxation of the provisions of *N.J.A.C.* 4A:6-1.22 so as to permit P. Jeffrey Wintner to donate more than ten leave days to Ms. Diaz and to allow her to receive more than the 180 donated leave days allowed to a recipient.

ACTION: The Civil Service Commission granted the request.

B-112 VALERIE HAYNES

The Department of Law and Public Safety, on behalf of Valerie Haynes, requests the relaxation of the provisions of *N.J.A.C. 4A:6-1.22* so as to permit her to donate more than ten leave days to Maryann Pullen, who is participating in the donated leave program.

ACTION: The Civil Service Commission granted the request.

B-113 RECENT COURT DECISIONS

Submitted for the Commission's review are recent court decisions involving Merit System Board and Department of Personnel determinations in *In the Matters of Ralph Asplen and Edward Reardon, Hazardous Site Mitigation Specialist 1 (PS4887G)*, Department of Environmental Protection (Appellate Division, decided 7/8/08); *In the Matter of Carlos Santiago, Department of Corrections* (Appellate Division, decided 7/11/08); *In the Matter of James Flagg* (Appellate Division, decided 7/15/08); *In the Matter of Christian Cofone* (Appellate Division, decided 7/16/08); *In the Matter of Alexander H. Marcopul, Correction Officer Recruit (S9999F)*, Department of Corrections, (Appellate Division, decided 7/17/08); *In the Matter of Randy Sandifer* (Appellate Division, decided 7/18/08); *In the Matter of Michael Kanc, Manager 2, Information Processing (PS7874U)*, Office of Information Technology (Appellate Division, decided 7/23/08); *In the Matter of Richard R. Herrick and James Kostoplis* (Appellate Division, decided 7/28/08).

ACTION: The Civil Service Commission noted the decisions.

B-114 AMY DAVIS AND JEANIE HAAS

Amy Davis and Jeanie Haas appeal the determinations of the Division of Selection Services which found that they did not meet the experience requirements for the open competitive examination for Social Worker Supervisor 1 (Secured Facilities) (S0021K), Department of Corrections.

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

B-115 POLICE CAPTAIN (PM3519K), ATLANTIC CITY

Daniel Ritzel, James Shellem, Charles Love, Joseph Hanlin, and Gregory Vandenberg, Police Lieutenants with Atlantic City, appeal the determination of the Division of Selection Services, which denied their request to reduce the one-year service requirement in the title of Police Lieutenant to the completion of the working test period for the promotional examination for Police Captain (PM3519K), Atlantic City.

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

B-116 EARLY SETTLEMENTS

Loretta Hill
New Jersey Veterans' Memorial Home
Suspension

Marcia Thompson
Burlington County
Suspension

Arnaldo Rodriguez
Commission for the Blind and Visually Impaired
Department of Human Services
Release at the end of the working test period

ACTION: The Civil Service Commission acknowledged the settlements.

There being no further business before the Merit System Board, the meeting was adjourned to convene on Wednesday, September 10, 2008, at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

Margaret E. L. Howard
Presiding Member
Civil Service Commission