



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Chris Christie
Governor
Kim Guadagno
Lt. Governor

Robert M. Czech
Chair/Chief Executive Officer

**MINUTES OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
JUNE 9, 2010**

**Robert M. Czech, Chairperson
Flavella Branham
John Currie
Vincent E. Giordano
Margaret E. L. Howard**

June 9, 2010

A regular meeting of the Civil Service Commission was held on Wednesday, June 9, 2010, in Trenton, New Jersey.

PRESENT: Robert M. Czech, Chairperson, Members Flavella Branham, John Currie, Vincent E. Giordano, and Margaret E. L. Howard; Pamela Ullman, Deputy Attorney General; Henry Maurer, Director, Division of Merit System Practices and Labor Relations.

In accordance with L.1975, c.231, Robert M. Czech, Chairperson, 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 20, 2009 and posted at the Civil Service Commission, 3 Station Plaza, Trenton, New Jersey.

All other actions were by unanimous vote unless otherwise specified.

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of Suroy Bostic
Woodbridge Developmental Center
Department of Human Services
Suspension

In the Matter of Robert Erickson
City of Bordentown
Department of Public Property, Streets and Water
Suspensions (2)

In the Matter of Michael Feliciano
Ancora Psychiatric Hospital
Department of Human Services
Suspension

In the Matter of Jennifer Glassco, Denise Krawiec and Lillie Wells-Williams
Passaic County
Sheriff's Department
Removals

In the Matter of Katrina Johnson
Trenton Psychiatric Hospital
Department of Human Services
Suspension

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

In the of Matter of Beth A. Lindsay
Gloucester County
Department of Human Resources
Removal

In the Matter of Diedre Lloyd
Ancora Psychiatric Hospital
Department of Human Services
Removal

In the Matter of Derrick Lorenzo
Jersey City
Department of Administration
Suspension

In the Matter of Raymond Moody
City of Newark
Department of Human Services
Suspension

In the Matter of Temitope Oladitian
North Jersey Developmental Center
Department of Human Services
Removal

In the Matter of Marcus Thomas
City of Newark
Police Department
Suspension

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

ACTION: The Civil Service Commission acknowledged the settlements.

A-2 DONALD ARCHBOLD

Donald Archbold, Supervising Mechanic, Monmouth County, Department of Central Motor Pool, 10-day suspension on charges of insubordination, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 10-day suspension.

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

VOTE:

Robert M. Czech	(Abstained)
Flavella Branham	(Yes)
John Currie	(Yes)
Margaret E.L. Howard	(Yes)
Vincent E. Giordano	(Yes)

A-3 TERRANCE BENSON

Terrance Benson, County Correction Officer, Burlington County, County Jail, six-day suspension on charges of incompetency, inefficiency or failure to perform duties, neglect of duty and other sufficient cause.

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

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to a 10-day suspension.

A-4 GLENDA BRICE

Glenda Brice, Bus Driver, Vineland Developmental Center, Department of Human Services, 10-day suspension on the charge of conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Uphold the 10-day suspension.

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

A-5 TAMEEKA CHANG

Tameeka Chang, Cottage Training Supervisor, Hunterdon Developmental Center, Department of Human Services, return to formerly held permanent title of Cottage Training Technician at the end of the working test period effective February 16, 2009.

Recommendation of the Administrative Law Judge – Uphold the return to formerly held permanent title of Cottage Training Technician at the end of the working test period.

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

A-6 CIRO MANGIONE

Ciro Mangione, Police Lieutenant, City of Newark, Police Department, six-day suspension on charges of violation of rules regarding care of property, misuse of public property, including motor vehicles and disobedience of orders.

Recommendation of the Administrative Law Judge – Grant the appellant's motion for summary decision and reverse the six-day suspension.

ACTION: The Civil Service Commission rejected the recommendation of the Administrative Law Judge to uphold the six-day suspension.

VOTE:

Robert M. Czech	(Yes)
Flavella Branham	(Yes)
John Currie	(Yes)
Margaret E.L. Howard	(Yes)
Vincent E. Giordano	(No)

A-7 EDWARD PENGEL

Edward Pengel, Groundskeeper, Morris County, Department of Public Works, 30-day suspension on charges of insubordination, conduct unbecoming a public employee and other sufficient cause.

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-8 MALISSA ROBERTS

Malissa Roberts, Security Guard, Jersey City School District, release at the end of the working test period effective April 22, 2009.

Recommendation of the Administrative Law Judge – Uphold the release at the end of the working test period.

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

VOTE:

Robert M. Czech	(Yes)
Flavella Branham	(Yes)
John Currie	(Yes)
Margaret E.L. Howard	(Yes)
Vincent E. Giordano	(Abstained)

A-9 WARREN BOHLER, III

Warren Bohler, III, Senior Correction Officer, Albert C. Wagner Youth Correctional Facility, Department of Corrections, removal on the charge of 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-10 KEVIN CIESLAK

Kevin Cieslak, Police Officer, Jersey City, Police Department, 107-day suspension and removal effective November 3, 2009, on charges of conduct unbecoming a public employee, and neglect of duty.

Recommendation of the Administrative Law Judge – Uphold the 107-day suspension and removal.

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

A-11 DERRICK DUNSON

Derrick Dunson, Police Officer, City of Newark, Police Department, removal effective April 1, 2008, on charges of inability to perform duties, violation of police department rules regarding mental and physical capability, and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the removal to a resignation in good standing.

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

A-12 PHARENTON ROLLE

Pharenton Rolle, Human Services Assistant, Ancora Psychiatric Hospital, Department of Human Services, removal effective April 16, 2007, on charges of conviction of a crime, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Grant appointing authority's motion for partial summary decision to sustain the charge of conviction of a criminal offense but deny summary decision as to the penalty.

ACTION: The Civil Service Commission declined to render a decision and returned the matter to the Office of Administrative Law for review at the end of the contested case pursuant to N.J.A.C. 1:1-12.5(e).

A-13 MARCO URQUIA

Marco Urquia, Juvenile Detention Officer, Morris County, Department of Human Services, removal effective February 10, 2010, on charges of failure to perform duties, chronic or excessive absenteeism and other sufficient cause.

Recommendation of the Administrative Law Judge – Dismiss the appeal for lack of prosecution and failure to appear.

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

A-14 NEELY JOHNSON (SETTLEMENT)

Neely Johnson, Food Service Worker, Cumberland County, Cumberland Manor, removal effective June 2, 2009, on the charge of other sufficient cause, settled to a six month suspension and reinstatement.

Recommendation of the Administrative Law Judge – Acknowledge the settlement.

ACTION: The Civil Service Commission acknowledged the settlement as clarified.

SECTION B – MISCELLANEOUS MATTERS
B-1 CHANGE IN THE STATE CLASSIFICATION PLAN

The Division of State and Local Operations requests the inactivation of the Librarian Garden State School District title, effective May 2010.



MEMORANDUM

DATE: May 24, 2010
TO: Civil Service Commission
FROM: Kenneth Connolly, Director
State and Local Operations *Kenneth Connolly*
SUBJECT: Change in the State Classification Plan

State Title

We request the inactivation of Librarian Garden State School District (P21-74073).

The Garden State School District was abolished in 1979 by the State Facilities Education Act (L.1979, c.207; NJSA 18A:7B-11 *et seq.*). The title currently has no incumbents.

TITLE INACTIVATION

Effective: 05-22-10

Librarian Garden State School District

P21-74073 * Unclassified 35/12

ACTION: The Civil Service Commission approved the inactivation of the title.

B-2 CHANGE IN THE STATE CLASSIFICATION PLAN

The Department of Human Services (DHS) requests reactivation, work week changes, and title verbiage changes for the Disabilities Services Specialist title. The title shall be renamed Disabilities Service Specialist 2, effective May 22, 2010, remain the in the unclassified service and be assigned exclusively to DHS.

**MEMORANDUM**

DATE: June 1, 2010
TO: The Civil Service Commission (CSC)
FROM: Kenneth Connolly, Director *Kenneth Connolly*
State and Local Operations
SUBJECT: Change in State Classification Plan

DEPARTMENT OF HUMAN SERVICES

We request reactivation, work week and title verbiage changes for the State title, Disabilities Services Specialist (X98-18601). The title will be renamed Disabilities Services Specialist 2, and will be assigned exclusively to Department of Human Services (DHS).

The New Jersey Council on Developmental Disabilities (NJCDD), which is in but not of the DHS, requests the use of a supervisory title to oversee Council staff in the performance of their work. The title will reside in the unclassified service pursuant to N.J.S.A. 11A:3-4(l).

The main function of the position is to supervise staff in the research, development, interpretation and implementation of plans, objectives, policies and procedures pertinent to the Council. A unique factor of these titles is that applicants with disabilities are given preference for appointments. Position requirements vary depending on the client population to be served by the incumbent, thus, existing supervisory titles are not appropriate.

The work week designation will be changed from 35/12 to NL/12 to accommodate the needs of the Council.

TITLE REACTIVATION:

Effective date: 5/22/2010

Disabilities Services Specialist 2
X98-18601 Unclassified P NL/12

KC/JMM/BP/GB

www.state.nj.us/csc

ACTION: The Civil Service Commission approved the request.

B-3 CHANGE IN THE STATE CLASSIFICATION PLAN

The Judiciary requests the creation of new non-competitive titles, Substance Abuse Evaluator and Substance Abuse Evaluator, Bilingual in Spanish and English, to classify incumbents in the title of "Tentative Title Professional Case," effective January 2, 2010. The Judiciary requests establishment of these titles in the non-competitive division of the career service due to the difficulty in recruitment and a limited applicant pool.

**MEMORANDUM**

DATE: May 12, 2010
TO: Civil Service Commission
FROM: Kenneth Connolly, Director *Kenneth Connolly*
 Division of State and Local Operations
SUBJECT: Change in the State Classification Plan

NON-COMPETITIVE TITLE

The Judiciary requests establishment of a new title, Substance Abuse Evaluator, and its bilingual variant to classify incumbents serving in the title of "Tentative Title Professional Case".

These Substance Abuse Evaluator titles will be used to staff positions in a multi-disciplinary team within the Judiciary's Drug Court Program. Incumbents will focus on providing the professional diagnostic assessment required by law to determine whether an offender is suited to participate in a treatment program.

Pursuant to N.J.A.C. 13:34C - 1.1 et seq., as determined by the Board of Marriage and Family Therapy Examiners, the titles will require a certification as a Certified Alcohol and Drug Abuse Counselor (CADC).

The Judiciary requests that the title be placed in the Non-Competitive division of the Career service. The reasons cited are difficulty in recruitment and a limited applicant pool. Together with Selection Services we have reviewed the request and agree that Non-Competitive status is appropriate.

Attached is the documentation that the required notice to the negotiation representatives has been made.

ESTABLISHMENT OF TITLE:

Effective: 01/02/2010

Substance Abuse Evaluator
 B98 - _____ Non-Competitive State/Judiciary NE/12

Substance Abuse Evaluator bilingual Spanish/English
 B98 - _____ Non-Competitive State/Judiciary NE/12

JMM/BP/PM

www.state.nj.us/personnel

ACTION: The Civil Service Commission approved the establishment of the new titles.

B-4 STEPHEN BUTKUS

Stephen Butkus, a Highway Marker 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-5 BRIAN COHAN

Brian Cohan, 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 matter be referred to the Medical Examiners Panel.

B-6 LATANYA EMERSON-GIVENS

LaTanya Emerson-Givens, a Senior Probation Officer with the Judiciary, Vicinage 4, Camden County, represented by Daniel J. Zirrith, Esq., appeals the denial of additional sick leave injury (SLI) benefits.

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

B-7 DEMETRE D. FARYNA

Demetre D. Faryna, an Institutional Trade Instructor 1 (Farm Operations) with the Department of Corrections, 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-8 ROBERT GOSLIN

Robert Goslin, a Senior Correction Officer with Bayside State Prison, Department of Corrections, represented by Daniel Geddes, Esq., appeals the denial of sick leave injury (SLI) benefits.

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

B-9 DAWN GRAEFF

Dawn Graeff, a former Family Service Specialist Trainee with the Department of Children and Families, appeals the denial of sick leave injury (SLI) benefits.

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

B-10 DIANA KELLEY

Diana Kelley, an Administrative Analyst 1 with the Department of Children and Families, appeals the denial of sick leave injury (SLI) benefits.

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

B-11 JILL LUCIANO

Jill Luciano, a Driver Improvement Analyst 1 with the Motor Vehicle Commission, appeals the denial of sick leave injury (SLI) benefits.

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

B-12 VICTOR LUZURIAGA

Victor Luzuriaga, a Senior Parole Officer with the State Parole Board, appeals the denial of sick leave injury (SLI) benefits.

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

B-13 STEVEN MULLEN

Steven Mullen, a Shift Supervisor, Emergency Service Patrol 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-14 MELISSA STOVALL

Melissa Stovall, a Communications Operator, Secured Facilities with Northern State Prison, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

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

B-15 PATRICIA A. SUTTON

Patricia A. Sutton, a Practical Nurse with the 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 granted.

B-16 JOAN EVANECKY AND CINDY SCOTT

The Brick Township School District requests that the eligible list for Bus Attendant (M3552R) be revived in order to effectuate the permanent appointments of Joan Evanecky and Cindy Scott.

ACTION: The Civil Service Commission granted the request.

VOTE:

Robert M. Czech	(Yes)
Flavella Branham	(Yes)
John Currie	(Yes)
Margaret E.L. Howard	(Yes)
Vincent E. Giordano	(Abstained)

B-17 JOSE MARTINEZ

Jose Martinez, represented by Eduardo R. Cruz-Lopez, Esq., appeals his rejection as a Fire Fighter candidate by the City of Jersey City and its request to remove his name from the eligible list for Fire Fighter (M2286E) on the basis of medical unfitness to perform effectively the duties of the position.

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

B-18 ASSISTANT ADMINISTRATIVE SUPERVISOR, INCOME MAINTENANCE (PC1718H), CAMDEN COUNTY BOARD OF SOCIAL SERVICES

The Camden County Board of Social Services requests the extension of the eligible list for Assistant Administrative Supervisor, Income Maintenance (PC1718H).

ACTION: The Civil Service Commission granted the request.

B-19 HUMAN SERVICES SPECIALIST 3 (PC1599H), CAMDEN COUNTY BOARD OF SOCIAL SERVICES

The Camden County Board of Social Services requests the extension of the eligible list for Human Services Specialist 3 (PC1599H).

ACTION: The Civil Service Commission granted the request.

B-20 INVESTIGATOR, COUNTY WELFARE AGENCY (PC0836H), CAMDEN COUNTY BOARD OF SOCIAL SERVICES

The Camden County Board of Social Services requests the extension of the eligible list for Investigator, County Welfare Agency (PC0836H).

ACTION: The Civil Service Commission granted the request.

B-21 SENIOR FIELD REPRESENTATIVE, PROPERTY IMPROVEMENT (M0470K), NEWARK

Newark requests permission not to make an appointment from the October 27, 2008 certification for Senior Field Representative, Property Improvement (M0470K).

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

B-22 TECHNICAL ASSISTANT 3 (PS0882U), DEPARTMENT OF THE TREASURY

The Division of Selection Services requests that the promotional list for Technical Assistant 3 (PS0882U), Department of the Treasury, be cancelled.

ACTION: The Civil Service Commission granted the request.

B-23 VANESSA WARREN

Vanessa Warren, a former Senior Correction Officer with Northern State Prison, Department of Corrections, appeals the determination of the Director, Equal Employment Division, 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-24 JOHN CESALETTI

John Cesaletti appeals the decision of the Division of State and Local Operations that the proper classification of his position with the Board of Public Utilities is Customer Representative 1, Public Utilities. The appellant seeks an Administrative Analyst 2 classification.

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

B-25 SABRINA CHENG

Sabrina Cheng, represented by Annmarie Pinarski, Esq., appeals the determination of the former Division of Human Resource Management (HRM) that her position with the Catastrophic Illness in Children Relief Fund was properly classified as a Medical Social Work Consultant 1. The appellant also appeals the determination of her layoff rights upon her layoff from the title of Program Support Specialist 1, Assistance Programs, effective August 29, 2008.

ACTION: The Civil Service Commission directed that the classification appeal be granted in part and the effective date of her reclassification be recorded as January 7, 2006. The Civil Service Commission directed that the appellant's layoff rights appeal be denied but her payment for unused vacation leave be recalculated.

B-26 SABRINA CHENG

The Catastrophic Illness in Children Relief Fund, represented by Nicole P. Grosvenor, Deputy Attorney General, requests interlocutory review of the order of Administrative Law Judge Ronald W. Reba in *Sabrina Cheng v. Catastrophic Illness in Children Relief Fund*, CSC Docket No. 2009-812, OAL docket No. CSV 6882-08, pursuant to N.J.A.C. 1:1-14.10(a).

ACTION: The Civil Service Commission granted the request for interlocutory review and directed that the appeal of the good faith of the appellant's layoff be denied.

B-27 WALTER CHRISTY

The City of Salem (Salem), represented by David J. Puma, Esq., requests relief on behalf of Walter Christy, a Police Officer with Salem.

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

B-28 MILLVILLE LAYOFF

The Policemen's Benevolent Association Local 213, the Millville Police Supervisors' Association, the Firemen's Mutual Benevolent Association Local #63, and the New Jersey Civil Service Association, Cumberland Council 18 (unions), represented by Mark Belland, Esq., and Kevin Jarvis, Esq., petition the Civil Service Commission for a stay of the layoff of employees in Millville.

ACTION: The Civil Service Commission denied the request.

B-29 JOSEPH MONGIELLO

Joseph Mongiello, a Police Sergeant with Parsippany-Troy Hills, represented by Gina Mendola Longarzo, Esq., petitions the Civil Service Commission for relief, pursuant to N.J.S.A. 11A:2-24 and N.J.A.C. 4A:2-5.1 from alleged reprisal by his employer. It is noted that this matter was held over from the Civil Service Commission meeting of April 28, 2010.

ACTION: The Civil Service Commission granted a hearing.

B-30 JEFFREY SIMON

Jeffrey Simon, a former County Correction Officer with Monmouth County, represented by Robert A. Fagella, Esq., petitions the Civil Service Commission for relief regarding his layoff effective May 1, 2009. Mr. Simon also appeals the determination of the Division of State and Local Operations not to place his name on the special reemployment list for County Correction Officer.

ACTION: The Civil Service Commission directed that the petition and appeal be denied.

VOTE:

Robert M. Czech	(Abstained)
Flavella Branham	(Yes)
John Currie	(Yes)
Margaret E.L. Howard	(Yes)
Vincent E. Giordano	(Yes)

B-31 JOSEPH SPITALE

Joseph Spitale, a former Police Officer with the City of Long Branch, represented by David J. DeFillippo, Esq., requests that the Civil Service Commission reinstate him to his position after a determination by the Police and Firemen's Retirement System that he is no longer disabled and is fit for duty.

ACTION: The Civil Service Commission denied the request.

B-32 CHARLES TRIPP

Charles Tripp, a Senior Correction Officer with South Woods State Prison, requests reinstatement of the appeal of his 15-day suspension, which was dismissed based on his failure to appear at a scheduled hearing.

ACTION: The Civil Service Commission denied the request.

B-33 LAURIE GRAHAM AND INTERNATIONAL UNION OF OPERATING ENGINEERS V. BOROUGH OF KEYPORT (JOINT ORDER OF CONSOLIDATION)

As part of a layoff action instituted by the Borough of Keyport, Laurie Graham received a workweek reduction from full-time to part-time, effective July 15, 2009. Graham appealed the good faith of the layoff to the Civil Service Commission which transmitted the matter to the Office of Administrative Law (OAL) for a hearing. Concurrently, Graham's union, the International Union of Operating Engineers, filed an unfair practice charge regarding the layoffs of Graham and two other employees with the Public Employment Relations Commission (PERC) arguing that Keyport violated the Employer-Employee Relations Act by failing to negotiate the workweek reductions and discontinuing health insurance benefits for two of the three employees. On May 5, 2010, Administrative Law Judge Edward J. Delanoy, Jr., (ALJ) issued an order denying consolidation of these matters. Based on a review of the order and after consultation with staff from PERC, and agreement that the ALJ's order appeared to be appropriate, a Joint Order was drafted adopting the ALJ's order. This joint order is now submitted to the Commission for consideration and approval.

ACTION: The Civil Service Commission adopted the joint order.

B-34 DUMIS BARREAU

Dumis Barreau, a Senior Probation Officer with the Judiciary, Vicinage 5, Essex County, represented by Nora R. Locke, Esq., petitions the Civil Service Commission for reconsideration of the final decision, rendered on February 24, 2010, which denied his request for back pay during the period of his indefinite suspension.

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

B-35 MATTHEW GREER

The Gloucester Township Fire District #6 (Gloucester) and Matthew Greer, represented by Jason E. Sokolowski, Esq., request reconsideration of the decision rendered on November 18, 2009, which denied the Division of State and Local Operations' request to permit Mr. Greer to intergovernmentally transfer from Gloucester to Winslow Township Fire District #1 as a Fire Fighter.

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

B-36 LEGAL ANALYST (M6134J), JERSEY CITY

Jersey City, represented by Joshua I. Savitz, Esq., requests reconsideration of the decision rendered on February 11, 2009 by the Civil Service Commission in *In the Matter of Legal Analyst (M6134J), Jersey City* which denied its request for an appointment waiver and ordered it to properly dispose of the October 9, 2007 certification within 30 days.

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

B-37 PROGRAM MONITOR (M6068J), NEWARK

Newark requests reconsideration of the decision rendered on July 16, 2008 by the Civil Service Commission in *In the Matter of Program Monitor (M6068J), City of Newark*, which ordered it to immediately remove the provisional incumbents, Angel Colon, Sorinette Rosario and Aslee Williams, and to properly dispose of the July 9, 2007 certification within 30 days.

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

B-38 MARCELINO MARTINEZ

The appeal of Marcelino Martinez, a Laborer with Lakewood, of his removal, effective February 4, 2009, on charges was heard by Administrative Law Judge Patricia M. Karins (ALJ), who rendered her initial decision on April 14, 2010. At its meeting on May 26, 2010, the Civil Service Commission (Commission) did not adopt the ALJ's recommendation to uphold the removal. Rather, the Commission imposed a six-month suspension. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

B-39 GEORGE RAMOS

The appeal of George Ramos, a Police Sergeant with the City of Newark, of his seven working day suspension beginning September 21, 2009, on charges, was heard by Administrative Law Judge James A. Geraghty (ALJ), who rendered his initial decision on April 15, 2010. At its meeting on May 26, 2010, the Civil Service Commission (Commission) adopted the ALJ's recommendation to modify the seven working day suspension to a four working day suspension. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-40 EVA ADEDAYO AND LESLIE DOMINGUEZ-RODRIGUEZ

Eva Adedayo and Leslie Dominguez-Rodriguez 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 Supervising Clerk (PC0250L), Middlesex County Board of Social Services.

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

B-41 DENISE BUCHANAN AND DEBORAH POSSUMATO

Denise Buchanan and Deborah Possumato appeal the determinations of the Division of Selection Services which found that they did not meet the minimum requirements for the promotional examination for Supervising Clerk (PC0914L), Atlantic County.

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

B-42 FRANK HIGNUTT

Frank Hignutt appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the promotional examination for the dual title of Supervising Sewage Plant Operator/Supervisor, Sewers (PM1053L), Millville.

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

B-43 SANDRA MACKIEWICZ

Sandra Mackiewicz appeals the determination of the Division of Selection Services, which found that she did not meet the experience requirements for the promotional examination the dual title of Sheriff's Officer Sergeant/Training Officer (PC2676K), Middlesex.

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

B-44 PHYLLIS STUBBS

Phyllis Stubbs appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Payroll Supervisor/Pension Fund Supervisor (PM1112L), Lakewood.

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

B-45 PAMELA WARREN

Pamela Warren 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 Supervising Clerk (PC0914L), Atlantic County.

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

B-46 DAVID AFFINITO, ET AL.

David Affinito (PM2718L), Paterson; Daniel Doriety (PM2684L), Irvington; Larissa Doriety (PM2705L), Middletown; and Thomas Schierer (PM2694L), Lavalette, appeal the determinations of the Division of Selection Services which found them ineligible for the promotional examination for Police Sergeant due to untimely applications.

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

B-47 MATTHEW GIARDIELLO AND THOMAS SOLIMANDO

Matthew Giardiello and Thomas Solimando appeal the determinations of the Division of Selection Services which found them ineligible for the promotional examination for County Correction Sergeant (PC2777L), Bergen County, due to untimely applications.

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

B-48 ROBERT JACOBSON

Robert Jacobson appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Sergeant (PM2750L), Weehawken, due to an untimely application.

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

B-49 SANTO BARRACO

Santo Barraco appeals his score for the oral portion of the promotional examination for Fire Captain (PM2565J), Elizabeth.

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

B-50 THEODORE BEADY

Theodore Beady appeals his score for the oral portion of the promotional examination for Fire Captain (PM3546L), Millburn.

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

B-51 VITO D'ANDREA

Vito D'Andrea appeals his score for the oral portion of the promotional examination for Fire Captain (PM3546L), Millburn.

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

B-52 RICHARD FRITZSCH

Richard Fritzsich appeals the test administration of the written and oral portions of the promotional examination for the second level Fire Captain (PM3549L), Woodbridge.

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

B-53 MICHAEL GALLO

Michael Gallo appeals his score for the oral portion of the promotional examination for Fire Captain (PM3570J), Paterson.

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

B-54 JOSEPH HENDERSON

Joseph Henderson appeals his score for the oral portion of the promotional examination for Fire Captain (PM3570J), Paterson.

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

B-55 RONALD JONES

Ronald Jones appeals his score for the oral portion of the promotional examination for Fire Lieutenant (PM2565J), Passaic.

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

B-56 JOSEPH KOONCE

Joseph Koonce appeals his score for the oral portion of the promotional examination for Fire Lieutenant (PM2524L), Ridgewood.

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

B-57 PETE LOBOSCO, JR.

Pete Lobosco, Jr., appeals the test administration for the oral portion of the promotional examination for Fire Captain (PM3570J), Paterson.

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

B-58 DEMONT MANUEL

Demont Manuel appeals his score for the oral portion of the promotional examination for Fire Lieutenant (PM2565J), Passaic.

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

B-59 ROBERT MINKLER, SR.

Robert Minkler, Sr., appeals his score for the oral portion of the examination for the second level Fire Captain (PM3548L), Woodbridge.

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

B-60 ASCARY RIOS

Ascary Rios, represented by Jessica Swenson, Esq., appeals the test administration, examination review, and his score for the oral portion of the promotional examination for Fire Captain (PM3570J), Paterson.

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

B-61 FERNANDO RODRIGUEZ

Fernando Rodriguez appeals the test administration and his score for the oral portion of the promotional examination for fire Captain (PM3570J), Paterson.

ACTION: The Civil Service Commission directed that the appellant be given a make-up examination and that his appeal of scoring is moot.

B-62 LOUIE ROMAN

Louie Roman appeals the test administration and his score for the oral portion of the promotional examination for Fire Captain (PM3570J), Paterson.

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

B-63 DAVID SMITH

David Smith appeals his score for the oral portion of the promotional examination for Fire Captain (PM3537L), Millville, and requests a makeup examination.

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

B-64 HENRY STEINER

Henry Steiner appeals the test administration and his score for the oral portion of the promotional examination for Fire Captain (PM3565J), Elizabeth.

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

B-65 JOSE TORRES

Jose Torres appeals his score for the oral portion of the promotional examination for Fire Captain (PM3565J), Elizabeth.

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

B-66 THOMAS TRIPICIAN

Thomas Tripician appeals his score for the oral portion of the promotional examination for Fire Captain (PM3541L), Pleasantville.

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

B-67 DAVID WILSON

David Wilson appeals his score for the oral portion of the promotional examination for the second level Fire Captain (PM3539L), Nutley.

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

B-68 OLIVIA JINJINIAN

Olivia Jinjinian petitions the Civil Service Commission to take the written portion of the examination for Telephone Operator Bilingual in Spanish and English (C0887L), Hudson County.

ACTION: The Civil Service Commission granted the request.

B-69 JERRY ROHRBACH

Jerry Rohrbach appeals the denial of his request for a makeup examination for Battalion Fire Chief (PM3506L), Newark.

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

B-70 NICHOLAS RIZZITELLO

The City of Newark (Newark) requests that the provisions of N.J.A.C. 4A:4-7.1A(b) be relaxed in order to permit the Intergovernmental Transfer of Nicholas Rizzitello from the title of Police Officer, Township Bloomfield to the title of Police Officer, Newark.

ACTION: The Civil Service Commission granted the request.

B-71 CIVIL SERVICE COMMISSION MEETING MINUTES

The Civil Service Commission Minutes of its meeting of May 26, 2010 are submitted for adoption.

ACTION: The Civil Service Commission adopted the minutes of its meeting of May 26, 2010.

There being no further business before the Civil Service Commission, the meeting was adjourned to convene on Wednesday, June 23, 2010, at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

Robert M. Czech
Chairperson
Civil Service Commission