



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
JULY 11, 2012**

Robert M. Czech, Chairperson
Robert E. Brenner
Thomas J. Perna
Richard E. Williams

July 11, 2012

A regular meeting of the Civil Service Commission was held on Wednesday, July 11, 2012, in Trenton, New Jersey.

PRESENT: Robert M. Czech, Chairperson, Members Robert E. Brenner, Thomas J. Perna and Richard E. Williams; Pamela Ullman, Deputy Attorney General; Henry Maurer, Director, Division of Merit System Practices and Labor Relations.

In accordance with L.1975, c.231, the Secretary to the Civil Service Commission 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 28, 2011, and posted at the Civil Service Commission, 3 Station Plaza, Trenton, New Jersey.

All actions were by unanimous vote unless otherwise specified.

DISMISSAL FOR FAILURE TO APPEAR

The Civil Service Commission dismissed the following cases without prejudice for failure to appear at the scheduled hearing before the Office of Administrative Law:

Carlos Betancourt, *et al.*, Engineering Aide, City of Passaic, Department of Community Development, layoff.

Darren A. Hammond, Senior Building Maintenance Worker, Trenton Psychiatric Hospital, Department of Human Services, removal.

Matthew J. Harris, Laborer 1, City of Millville, Department of Public Works, removal.

Kellem Pretlor, Senior Food Service Handler, Military and Veterans' Affairs Paramus, suspension.

Joseph Vadino, Heavy Equipment Operator, South Woods State Prison, Department Corrections, removal.

Frances M. Woodrow, Social Worker, Ocean County Board of Social Services, release at the end of the working test period.

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

Ranilo Alip, *et al.*, Camden County, Department of Health Services Center, layoffs 2011.

Angela Arline, Senior Correction Officer, Bayside State Prison, Department of Corrections, suspension.

Dawon Baldwin, Laborer 1, Hudson County, Department of Parks Engineering and Planning, removal.

Edward P. Bennett, III, Heavy Equipment Operator, Monmouth County, Highways Department, two suspensions.

Kiyannah Brison, Security Guard, Newark School District, suspension.

Charles S. Cohen, Deputy Attorney General 2, Department of Law and Public Safety, discrimination.

Daniel Diaz, Police Officer, City of Camden, Police Department, fine.

Christopher W. Cucciniello, Computer Service Technician, Vineland School District, removal.

Christopher J. Dibella, *et al.*, Fire Captain, City of Passaic, Fire Department, layoffs.

Andrew Dill, Construction and Maintenance Technician, Department of Transportation, return to permanent title at the end of the working test period.

Katina Jones, Human Service Assistant, Vineland Developmental Center, Department of Human Services, return to permanent title at the end of the working test period.

Vivian Kemp, Custodial Worker, Newark School District, removal and resignation not in good standing.

Christopher Knight, Sheriff's Officer, Burlington County, Sheriff's Department, suspension.

Linda Luchnick, Cook, Brick Township School District, removal.

Brian Murphy, Police Officer, City of Bridgeton, Police Department, removal.

Frederick Roll, County Correction Officer, Hunterdon County, Department of Public Safety, suspension and removal.

Deborah Rouland, Cottage Training Technician, Woodbridge Developmental Center, Department of Human Services, removal and resignation not in good standing.

Barbara Sandargus, Human Services Specialist 2, Union County, Department of Human Services, suspension.

Wayne Varga, Investigator, The Superior Court of New Jersey, Somerset, Hunterdon and Warren Counties, release at the end of the working test period.

Adolfo Viruet, Security Guard, Jersey City School District, removal.

Vinnette Rose-White, Senior Program Specialist, Special Child Health Services, Essex County, Department of Health and rehabilitation, removal.

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of Anthony Briggs
Department of Children and Families
Suspension

In the Matter of Ernest Cohen
New Jersey Veteran's Memorial Home Vineland
Department of Military and Veteran's Affairs
Suspension

In the Matter of Alan Dennis
Northern State Prison
Department of Corrections
Suspension and Removal

In the Matter of George Farcarthy
Trenton Psychiatric Hospital
Department of Human Services
Removal

In the Matter of Kevin Gandy
City of Millville
Police Department
Removal

In the Matter of Randolph Knapp
Department of Corrections
Suspension

In the Matter of Charles Lowery
Newark School District
Removal

In the Matter of Nicholas Markee
Juvenile Justice Commission
Removal

In the Matter of Joseph Potenski
Atlantic County
Department of Public Safety
Suspension

In the Matter of Cassandra Y. Shannon
Woodbine Developmental Center
Department of Human Services
Removal

In the Matter of Avery Sharp
Ancora Psychiatric Hospital
Department of Human Services
Suspension

In the Matter of John Spinner
Greystone Park Psychiatric Hospital
Department of Human Services
Removal

In the Matter of Tara Stefano
City of Trenton
Police Department
Suspension

In the Matter of Latifah Yuen
Albert C. Wagner Youth Correctional Facility
Department of Corrections
Removal

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

ACTION: The Civil Service Commission acknowledged the settlements.

A-2 JAMIE M. APPEGATE AND MARY PACE

Jamie M. Applegate, Investment Specialist and Mary Pace, Account Clerk Typing, Camden County, Department of Health and Human Services, appeal the good faith of their layoffs effective April 4, 2011, for reasons of economy and efficiency.

Recommendation of the Administrative Law Judge – Uphold the layoffs.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge. The Civil Service Commission also dismissed the appeals of Pasquale Angelastro, Gennie Lebron, and Jennifer Williams for non-appearance at the pre-hearing conference noted the withdrawals of the appeals of Valerie Castagna, Jennifer Fedoriw, and Ronald Molnar.

A-3 ANTHONY AMBROGIO

Anthony Ambrogio, Building Inspector/Code Enforcement Officer, Borough of Elmwood Park, Building Inspection Department, appeals the good faith of his layoff effective August 14, 2009, for reasons of economy and efficiency.

Recommendation of the Administrative Law Judge – Uphold the layoff.

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

A-4 GARY D. GOVIER

Gary D. Govier, Truck Driver Heavy, Borough of Ringwood, Department of Public Works, appeals the good faith of his layoff effective October 5, 2010, for reasons of economy and efficiency.

Recommendation of the Administrative Law Judge – Uphold the layoff.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge and noted the withdrawal of the appeal of Michael Hirschman.

A-5 CAMEO WHITE

Cameo White, Senior Food Service Handler, North Jersey Developmental Center, Department of Human Services, resignation not in good standing effective October 19, 2010, on the charge of abandonment of job as a result of absence from work as scheduled without permission for five consecutive days.

Recommendation of the Administrative Law Judge – Uphold the resignation not in good standing.

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

A-6 ALLISON WARE

Allison Ware, Judiciary Clerk 3, State of New Jersey Judiciary, Union Vicinage, resignation not in good standing effective February 4, 2011, on the charge of job abandonment.

Recommendation of the Administrative Law Judge – Uphold the resignation not in good standing.

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

A-7 MOYAH DABLA

Moyah Dabla, Senior Medical Security Officer, Ann Klein Forensic Psychiatric Hospital, Department of Human Services, removal effective June 17, 2011, on charges of other sufficient cause, violation of a rule, regulation, policy, procedure, or administrative order and falsification.

Recommendation of the Administrative Law Judge – Grant appointing authority's motion to dismiss the appeal as moot.

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

A-8 KEVIN GEORGE (REMAND)

Kevin George, Police Sergeant, City of Newark, Police Department, removal effective April 11, 2011, on the charge of violation of Police Department policy regarding drug use.

Recommendation of the Administrative Law Judge – Reverse the removal.

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

A-9 NOEL HARRISON

Noel Harrison, Medical Security Officer Recruit, Ann Klein Forensic Psychiatric Hospital, Department of Human Services, removal effective September 14, 2011, on charges of conduct unbecoming a public employee, physical or mental abuse of a patient, client or resident, inappropriate physical contact or mistreatment of a patient, client, resident or employee and falsification.

Recommendation of the Administrative Law Judge – Uphold the removal.

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

A-10 DARLENE HINTON-WILKERSON

Darlene Hinton-Wilkerson, Human Services Technician, Trenton Psychiatric Hospital, Department of Human Services, removal effective January 13, 2011, on charges of violation of Department policy and procedure, misuse of authority of position, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal.

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

A-11 DEREK JOHNSON (CONSOLIDATION)

Derek Johnson, Communications Operator Secured Facilities, Garden State Correctional Facility, Department of Corrections, 15 working day suspension, 30 working day suspension and four removals effective July 26, 2011, on charges of other sufficient cause, violation of a rule, regulation, policy, procedure, order, or administrative decision, chronic or excessive absenteeism or lateness and unsatisfactory attendance.

Recommendation of the Administrative Law Judge – Uphold the 15 working day suspension, 30 working day suspension and the four removals.

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

A-12 JOHN RUGGIANO

John Ruggiano, Human Services Specialist 1, Camden County Board of Social Services, removal effective June 16, 2011, on charges of incompetency, inefficiency, or failure to perform duties, conduct unbecoming a public employee, neglect of duty, other sufficient cause, fraud and violation of agency policy.

Recommendation of the Administrative Law Judge – Uphold the removal.

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

A-13 TYREE TONEY

Tyree Toney, Laundry Worker, Union County, Runnells Hospital, removal effective June 13, 2011, on charges of incompetency, inefficiency, or failure to perform duties, insubordination, inability to perform duties, chronic or excessive absenteeism or lateness, conduct unbecoming a public employee, neglect of duty, other sufficient cause and violation of County attendance and call-out policies and violation of a prior settlement agreement.

Recommendation of the Administrative Law Judge – Uphold the removal.

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

A-14 JOHN CHIKOWSKI

John Chikowski, Graduate Nurse, Hudson County, Department of Health and Human Services, removal effective November 30, 2010, on charges of conduct unbecoming a public employee, neglect of duty, unfit for duty and other sufficient cause. This matter was held over from the June 20, 2012, Civil Service Commission meeting for summary of testimony.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge and upheld the removal.

VOTE:

Robert M. Czech	(Yes)
Robert E. Brenner	(Yes)
Thomas J. Perna	(Yes)
Richard E. Williams	(No)

SECTION B – MISCELLANEOUS MATTERS

- B-1** The Division of Classification and Personnel Management requests the reallocation of the State title, Civil Engineer Trainee, from State service to Common, to address a classification need for Burlington County.



MEMORANDUM

DATE: June 15, 2012
 TO: Civil Service Commission
 FROM: Kenneth Connolly, Director
 Division Classification and Personnel Management
 SUBJECT: Change in the Classification Plan

Common Title

The Division of Classification and Personnel Management requests the reallocation of the State title, Civil Engineer Trainee, from State service to Common, to address a classification need for Burlington County.

Burlington County has a need to hire an experienced public works inspector with an engineering degree; no title currently exists to address this need. Note that public works inspection is unique to government; such experience cannot be gained in the private sector. Thus, the creation of a title requiring an engineering degree and public works experience is impracticable.

To address the jurisdiction's needs, we propose making the Civil Engineer Trainee title common, which will allow this jurisdiction to hire someone with the appropriate degree, and utilize the Trainee period to provide the appropriate public works experience, prior to advancement to the primary title, Assistant Engineer.

As part of this plan, we will amend the job specifications for the primary title, Assistant Engineer, to permit for assignment to a public works department, and will adjust the experience requirements as needed to facilitate movement from a Trainee to primary title.

The effective date of this change for this title will be the first pay period that follows the Commission's approval of the action.

ESTABLISHMENT OF COMMON TITLE:

From:
 Civil Engineer Trainee
 P95-14090 * State 40/12

To:
 Civil Engineer Trainee
 14090 * Common 40/12

KC/JMM/BP/TL

www.state.nj.us/csc

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

- B-2** The State Commission of Investigation requests the establishment of a Confidential Investigative Specialist title series. In accordance with *N.J.S.A.* 52:9M-9, employees in the Legislative Branch of State Government shall be in the unclassified service.



MEMORANDUM

DATE: May 25, 2012
 TO: Civil Service Commission
 FROM: Kenneth Connolly, Director
 Division of State and Local Operations
 SUBJECT: Change in the Classification Plan

Legislature

The State Commission of Investigation (SCI) requests the establishment a Confidential Investigative Specialist title series. These titles will classify staff conducting confidential and sensitive duties in support of investigations of a diverse and complex nature to expose government waste, fraud, abuse and mismanagement, as well as to identify the activities of conspiratorial groups and enterprises consistent with Commission resolutions. The title series is requested to identify the distinction and expectations of the Confidential Investigative Specialist positions and to appropriately classify them.

The title Confidential Aide (90646) will be renamed and used to establish the lowest level of the new title series.

In accordance with the *N.J.S.A.*, 52:9M-9 employees in the Legislative branch of State government shall be in the unclassified service.

The use of these titles will be restricted to the SCI.

VERBIAGE CHANGE

From:
 Confidential Aide (90646)
 X98 Unclassified A NL/12

To:
 Confidential Investigative Specialist 1 (90646)
 X98 Unclassified A NL/12

CREATE TITLES EFFECTIVE

Effective:

Confidential Investigative Specialist 2
 X98 Unclassified A NL/12

Confidential Investigative Specialist 3
 X98 Unclassified A NL/12

KC/JMM/BP/TL

www.state.nj.us/csc

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

B-3 CHRISTOPHER TARONCHER

Christopher Taroncher, a Police Officer with the City of Margate, represented by Erika A. Appenzeller, Esq., petitions the Civil Service Commission for interim relief of his immediate suspension effective April 20, 2012.

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

B-4 ODISE CARR

Odise Carr, a Police Officer with the City of Camden, represented by Timothy J.P. Quinlan, Esq., seeks enforcement of the Civil Service Commission decision rendered on September 15, 2010, awarding counsel fees.

ACTION: The Civil Service Commission granted counsel fees in the amount of \$19,880, \$109.92 in costs, and awarded the appellant shift differential pay based on the back pay award he has already received.

B-5 ROBERT DEL PRETE

Robert Del Prete, represented by Arnold Shep Cohen, Esq., petitions the Civil Service Commission for revival of the Maintenance Supervisor (PM0787K), Jersey City School District, eligible list, in order to effectuate the terms of the settlement agreement between him and Jersey City School District.

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

B-6 CIRO RIBAUDO

Ciro Ribauda, a Senior Correction Officer with East Jersey State Prison, Department of Corrections, represented by Robert D. Kovic, Esq., requests that his entitlements to benefits, seniority credit and salary step placement be calculated based on his retroactive date of appointment of July 6, 2006, pursuant to the July 3, 2008 final decision of the Police Training Commission.

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

B-7 LISANDRO ROSARIO

The Borough of Woodland Park, on behalf of Lisandro Rosario, requests that he be permitted to participate in the intergovernmental transfer program and to complete the remainder of his working test period as a Police Officer with Woodland Park.

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

B-8 JOANNE SAPIA

The Department of Human Services, on behalf of Joanne Sapia, a former Data Processing Analyst 2, requests that *N.J.A.C. 4A:3-5.6(b)3* be relaxed to allow the cash payment of Sapia's accrued compensatory time, upon her March 1, 2011 retirement.

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

B-9 KRISTEN SLEEPER

The Department of Law & Public Safety requests that the provisions of *N.J.A.C. 4A:4-1.1(c)* be relaxed in order to allow Kristen Sleeper to be provisionally appointed, pending promotional examination procedures, to the title of Administrative Analyst 2.

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

B-10 JEWEL TAYLOR

Jewel Taylor, a former Senior Correction Officer with the Central Reception and Assignment Facility, Department of Corrections, represented by Paul L. Kleinbaum, Esq., requests a waiver of repayment of a salary overpayment pursuant to *N.J.S.A. 11A:3-7*, which provides that when an employee has erroneously received a salary overpayment, the Civil Service Commission may waive repayment based on a review of the case.

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

B-11 CHRISTOPHER HENRY

Christopher Henry, represented by Jason J. LeBoeuf, Esq., appeals his removal from the special reemployment list for Police Officer, City of East Orange, and his separation from employment as a Police Officer, effective July 1, 2011, with the City of East Orange.

ACTION: The Civil Service Commission granted a hearing.

B-12 FRANCISCO PEREZ

Francisco Perez, represented by Joseph Gulino, Esq., appeals his disqualification from the examination for Fire Lieutenant (PM5192N), Passaic, for possession of a cell phone.

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

B-13 HEATHER GELLURA

Heather Gellura appeals the decision of the Department of Corrections to remove her name from the January 12, 2009 certification of the Correction Officer Recruit (S9999K) eligible list due to her failure to respond to a request for pre-employment processing.

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

B-14 MALGORZAT MAZURKIEWICZ

Margorzat Mazurkiewicz appeals the decision of the Department of Corrections to remove her name from the January 12, 2009 certification of the Correction Officer Recruit (S9999K) eligible list due to her failure to respond to a request for pre-employment processing.

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

B-15 JOSEPH MECIONIS

Joseph Mecionis appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Sergeant (PM5112N), Fair Lawn, due to an untimely application.

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

B-16 RICHARD MOORE

Richard Moore appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Lieutenant (PM5061N), Pleasantville, due to an untimely application.

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

B-17 MARK PRIOR

Mark Prior appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Lieutenant (PM5028N), Jersey City, due to an untimely application.

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

B-18 JOHN SHERIDAN

John Sheridan appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Sergeant (PM5092M), Elizabeth, due to an untimely application.

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

B-19 BARRY BARBERA

Barry Barbera appeals the determination of the Division of Selection Services which denied him admittance to the promotional examination for Battalion Fire Chief (PM0146P), Newark.

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

B-20 CHARLES AMICONE

Charles Amicone requests that he be permitted to amend his application after the closing date for the Entry Level Law Enforcement Examination (S9999M).

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

B-21 UDOBATA O. NWADIOZOR

Udobata O. Nwadiozor requests that she be permitted to file a late application for the promotional examination for Cottage Training Supervisor (PS2349K), Woodbridge Developmental Center.

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

B-22 STANLEY T. BAKER, JR.

Stanley T. Baker, Jr., appeals the determination of the Division of Selection Services which found that he was not eligible for the promotional examination for Hearing Officer 3, State Parole Board (PS6876I), State Parole Board, because he is not serving in a title to which the examination was open.

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

B-23 BETTE FELDEISEN

Bette Feldeisen 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 Plumber and Steamfitter (S2172N), Statewide.

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

B-24 KEISHA BOYD

Keisha Boyd appeals the decision of the Division of Selection Services which found that she lacked the required amount of permanent status in a title to which the examination was open for Correction Sergeant (PS6436I), Department of Corrections.

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

B-25 MARK A. O'SULLIVAN

Mark A. O'Sullivan appeals the determination of the Division of Selection Services which found that he was not eligible for the promotional examination for Hearing Officer 3, State Parole Board (PS6876I), State Parole Board, because he is not permanent in a competitive title.

ACTION: The Civil Service Commission directed that this appeal be denied and the classification of the appellant's position be referred to the Division of Classification and Personnel Management for further review.

B-26 LUCY RODRIGUEZ

The Department of the Treasury requests the acceptance of out-of-title experience for Lucy Rodriguez to qualify her for a prospective promotional examination for the title of Buyer.

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

B-27 TRAVON ROMEO

The Township of Teaneck requests that Travon Romeo's out-of-title experience be accepted to qualify him for a prospective promotional examination for the title of Assistant Supervisor, Public Works.

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

B-28 PATRICIA EDWARDS

Patricia Edwards, a Personnel Assistant 2 with the Department of Human Services (DHS), appeals the determination of the Assistant Commissioner of the DHS, stating that the appellant failed to present sufficient evidence to support a finding that she had been subjected to violations of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

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

B-29 CHHAYA CHANPURA

Chhaya Chanpura appeals the decision of the former Division of State and Local Operations that the proper classification of her position with the Department of the Treasury is Auditor 3, Taxation. The appellant seeks an Auditor 2, Taxation classification.

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

B-30 JOSEPH GALLAGHER

Joseph Gallagher appeals the decision of the former Division of State and Local Operations that the proper classification of his position with the Department of the Treasury is Auditor 2, Taxation. The appellant seeks an Auditor 1, Taxation classification.

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

B-31 ELEANOR GRIMES

Eleanor Grimes appeals the decision of the Division of Classification and Personnel Management which found that her position with the Department of the Treasury is properly classified as Senior Clerk. The appellant seeks a Technical Assistant 3 job classification.

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

B-32 STEPHEN KLEIN

Stephen Klein appeals the decision of the former Division of State and Local Operations that the proper classification of his position with the Department of the Treasury is Auditor 2, Taxation. The appellant seeks an Auditor 1, Taxation classification.

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

B-33 DONALD W. REESE

Mercer County requests that the eligible list for County Correction Officer (S9999F) be revived to record the permanent appointment of Donald W. Reese effective March 30, 2007.

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

B-34 VIRGINIA BEST

The appeal of Virginia Best, a former Compliant Investigator with the East Orange Department of Health and Human Services, of her layoff effective February 1, 2011, was heard by Administrative Law Judge Barry E. Moscowitz (ALJ), who rendered his initial decision on April 9, 2012. At its meeting on June 20, 2012, the Civil Service Commission adopted the ALJ's recommendation to uphold the layoff. However, the Commission found it necessary to address the exceptions and cross exceptions filed by the parties. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-35 CARMELO LIO

The appeal of Carmelo Lio, a Senior Correction Officer with the Adult Diagnostic and Treatment Center, Department of Corrections, of his 45 working day suspension, on charges, was heard by Administrative Law Judge Kimberly A. Moss (ALJ), who rendered her initial decision on May 12, 2012. At its meeting on June 20, 2012, the Civil Service Commission did not adopt the ALJ's recommendation to modify the 45 working day suspension to a 20 working day suspension. Rather, the Commission upheld the 45 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-36 CARLOS SANTIAGO

The appeal of Carlos Santiago, a Building Maintenance Worker with Union County, of his removal, effective December 13, 2011, on charges, was heard by Administrative Law Judge Gail M. Cookson (ALJ), who rendered her initial decision on May 25, 2012. At its meeting on June 20, 2012, the Civil Service Commission did not adopt the ALJ's recommendation to modify the appellant's removal to a 60-day 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-37 FIRE FIGHTER (M2321H), ATLANTIC CITY

The Division of State and Local Operations requests that the Civil Service Commission order Atlantic City to return the May 26, 2011 certification of the eligible list for Fire Fighter (M2321H) for proper disposition.

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

B-38 HUMAN SERVICES SPECIALIST 1, BILINGUAL IN SPANISH AND ENGLISH

The Director, Division of Selection Services, on behalf of the Cumberland County Board of Social Services, requests that the eligible list for Human Services Specialist 1, Bilingual in Spanish and English (C0094L), be extended for six months beyond its original expiration date.

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

B-39 INVENTORY CONTROL CLERK (C0462M), SALEM COUNTY

Salem County requests permission not to make an appointment from the June 9, 2011 certification for Inventory Control Clerk (C0462M).

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

B-40 VIOLATIONS CLERK (M0375L), MANASQUAN BOROUGH

Manasquan Borough, represented by Mark G. Kitrick, Borough Attorney, requests permission not to make an appointment from the July 13, 2011 certification for Violations Clerk (M0537L).

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

B-41 POLICE COMMUNICATIONS CLERK (M0938L), JERSEY CITY

Jersey City requests reconsideration of the decision rendered on November 22, 2011 by the Civil Service Commission in *In the Matter of Police Communications Clerk (M0938L), Jersey City*, which ordered it to immediately remove the provisional incumbent and to properly dispose of the March 8, 2010 certification within 30 days.

ACTION: The Civil Service Commission directed that the request for reconsideration be granted and assessed selection costs in the amount of \$2,048 and compliance costs previously assessed in the amount of \$1,000.

B-42 MELISSA VELEZ

Melissa Velez petitions the Civil Service Commission for reconsideration of the decision rendered on January 11, 2012, which denied her appeal regarding her ineligibility for the open competitive examination for Secretarial Assistant 3 (S2138N).

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

B-43 STACEY BARANYI

Stacey Baranyi appeals the determination of the Division of Selection Services denying her request for a make-up examination for the promotional examination for Buyer (PS1408P), Department of Law and Public Safety.

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

B-44 TERENCEZIO CAPALBO

Terenzio Capalbo requests a retest for the written portion of the examination for Fire Lieutenant (PM5191N), Nutley.

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

B-45 PAUL COMMODORE

Paul Commodore appeals the determination of the Division of Selection Services denying his request for a make-up examination for Municipal Court Attendant (M2144N), New Brunswick.

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

B-46 CAROLINA DOMINGUEZ

Carolina Dominguez appeals the determination of the Division of Selection Services denying her request for a make-up examination for Probation Officer Bilingual Spanish/English (PS3651M).

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

B-47 PAULA GENSCHOW

Paula Genschow requests a make-up examination for Senior Employment Counselor (PS0495N), Department of Labor and Workforce Development.

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

B-48 STELLA LORENZO

Stella Lorenzo requests a make-up examination for Senior Employment Counselor (PS0495N), Department of Labor and Workforce Development.

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

B-49 TERRY BEASLEY

Terry Beasley appeals the test administration of the examination for Correction Sergeant (PS6436I), Department of Corrections.

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

B-50 MICHAEL CALI

Michael Cali appeals his oral scores for the promotional examination for Police Captain (PM7533M), West Orange.

ACTION: The Civil Service Commission directed that this appeal be denied, but the appellant be offered an opportunity for a retest.

B-51 JENNIFER CONWAY

Jennifer Conway appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the promotional examination for Purchasing Agent (PM0895N), Winslow Township.

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

B-52 DENISE D’ALESSANDRO

Denise D’Alessandro 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 Management Specialist (PC0555N), Hudson County.

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

B-53 CHARLES DISHON

Charles Dishon appeals the determination of the Division of Selection Services that he did not meet the experience requirement for the promotional examination for Director, Police School (PC0695N), Ocean County.

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

B-54 CHARLES J. FITZSIMMONS AND KARLEEN SPANO

Charles J. Fitzsimmons and Karleen Spano appeal the determinations of the Division of Selection Services which found that they did not meet the requirements for the promotional examination for Technical Assistant, Management Information Systems (PS6036T), Motor Vehicle Commission.

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

B-55 DAWN P. HARRISON

Dawn P. Harrison appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the requirements for the open-competitive examination for Employment Specialist (C2179N), Essex County.

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

B-56 URIELA HENRIQUEZ

Uriela Henriquez appeals her score for the bilingual portion of the open competitive examination for Probation Officer, Bilingual in Spanish/English (S4445L), Statewide.

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

B-57 SONYA D. MCRAE-RICHARDS

Sonya D. McRae-Richards appeals the determination of the Division of Selection Services which found that she did not meet the requirements for the promotional examination for Administrative Secretary (PM0400N), Trenton.

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

B-58 LENORA RICHARDSON-OBANYE

Lenora Richardson-Obanye appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Management Assistant (PC0554N), Hudson County.

ACTION: The Civil Service Commission directed that this appeal be denied and the Division of Classification and Personnel Management perform a classification review of the position.

B-59 VITO RIZZI

Vito Rizzi appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in experience for the promotional examination for Code Enforcement Officer (M2290N), City of Hoboken.

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

B-60 CAMILLE SIMEONE

Camille Simeone 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 Keyboarding Clerk 3 (PC0752N), Essex County.

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

B-61 CLAUDIO TUNDO, ET AL.

Claudio Tundo, represented by Ryan Lockman, Esq., Dashon Holmes, Brian Quigley, and Kiahna Walcott appeal their scores on the Entry Level Law Enforcement Examination (S9999M).

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

B-62 JASON YOUNG

Jason Young appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the promotional examination for Records Technician 3, Motor Vehicles (PS6390T), Motor Vehicle Commission.

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

B-63 ANDRE WILLIAMS

Andre Williams appeals the test administration for the examination for Fire Captain (PM5218N), East Orange.

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

B-64 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of June 20, 2012.

ACTION: The Civil Service Commission adopted the minutes of its meeting of June 20, 2012.

B-65 JENNIFER STIDHAM

Jennifer Stidham, a Human Services Assistant with the Woodbine Developmental Center, Department of Human Services, represented by William A. Nash, Esq., petitions the Civil Service Commission for enforcement of the settlement agreement acknowledged by the Commission at its meeting on April 20, 2011.

ACTION: The Civil Service Commission granted a hearing.

B-66 MILDRED JAIME

The appeal of Mildred Jaime, a Cottage Training Technician at Hunterdon Developmental Center, Department of Human Services, of her removal effective December 7, 2010, on charges, was heard by Administrative Law Judge John R. Futey (ALJ), who rendered his initial decision on January 23, 2012. At its meeting on June 20, 2012, the Civil Service Commission adopted the ALJ's recommendation to reverse the removal. However, the Commission found it necessary to address the exceptions and cross exceptions filed by the parties. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-67 PATRICK DRENNAN

Patrick Drennan appeals the decision of the Division of Selection Services which denied his admittance to the promotional examination for Fire Officer 2 (PM0143P), Jersey City.

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

B-68 CHANGES IN THE STATE CLASSIFICATION PLAN, DEPARTMENT OF LAW AND PUBLIC SAFETY

The Department of Law and Public Safety petitions the Civil Service Commission for a stay of the implementation of a change in the State Classification Plan approved at the Commission's meeting on April 4, 2012, pending a filing of a motion to the Appellate Division, Superior Court, seeking a remand of the appeal by the International Brotherhood of Electrical Workers, AFL-CIO and the International Brotherhood of Electrical Workers, Local 33 (IBEW).

ACTION: The Civil Service Commission directed that the request for a stay be granted.

There being no further business before the Civil Service Commission, the meeting was adjourned to convene on Wednesday, August 1, 2012, at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

Robert M. Czech
Chairperson
Civil Service Commission