

#352-08 (OAL Decision: Not yet available on-line)

SHARON E. FORD, :

PETITIONER, :

V. : COMMISSIONER OF EDUCATION

BOARD OF EDUCATION OF : DECISION

THE TOWNSHIP OF MANSFIELD, :

WARREN COUNTY, :

RESPONDENT. :

SYNOPSIS

Petitioner sought a determination that she was entitled to sick leave injury benefits under *N.J.S.A. 18A:30-2.1* and reimbursement of the sick leave charged to her for the period from October 31, 2005, through January 30, 2006. The Board denied that petitioner’s injury was work-related and that her leave time beginning on October 31, 2005 was due to any work-related injury. Petitioner’s workers’ compensation claim was settled without petitioner having asserted a claim for lost wages.

The ALJ dismissed the petition, concluding that: 1) the matter was appropriately decided on a summary basis, since there were no genuine issues of material fact; 2) petitioner failed to prove the existence of a causal connection between the injury in question and the prior work injury from which she contended it arose; and 3) petitioner waived any right she might have had under *N.J.S.A. 18A:30-2.1* by failing to pursue a claim for lost wages in Workers’ Compensation Court.

The Commissioner concurred with the ALJ’s recommendations and adopted the Initial Decision as the final decision in this matter.

This synopsis is not part of the Commissioner’s decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commissioner.

August 21, 2008

OAL DKT. NO. EDU 3169-06
AGENCY DKT. NO. 394-12/05

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 PETITIONER, :
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 V. : COMMISSIONER OF EDUCATION
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 :
 RESPONDENT. :

The record of this matter and the Initial Decision have been reviewed. No exceptions were filed by the parties. For the reasons set forth therein, the Commissioner adopts the Initial Decision of the Office of Administrative Law as the final decision in this case.

IT IS SO ORDERED.*

COMMISSIONER OF EDUCATION

Date of Decision: August 21, 2008

Date of Mailing: August 21, 2008

* This decision may be appealed to the Superior Court, Appellate Division, pursuant to *P.L.* 2008, *c.* 36.

