

#71-15

CALVIN CARLSTROM,	:	
	:	
PETITIONER,	:	
	:	
V.	:	COMMISSIONER OF EDUCATION
	:	
STATE-OPERATED SCHOOL DISTRICT	:	DECISION
OF THE CITY OF JERSEY CITY,	:	
HUDSON COUNTY,	:	
	:	
RESPONDENT.	:	
_____	:	

SYNOPSIS

Petitioner filed an appeal in March 2006, challenging the Board’s charging of his accumulated sick leave for absences associated with petitioner’s alleged exposure to a contaminated worksite. This matter was the subject of a pending Worker’s Compensation case, and was placed on the inactive list in May 2006. A hearing in the matter was scheduled for January 14, 2015, but petitioner failed to appear. A notice was sent to the parties by the Office of Administrative Law on January 21, 2015, which provided the petitioner with an opportunity to submit an explanation for his failure to appear to the Department of Education within thirteen days of the notice. No explanation was filed with the Department.

There being no explanation for his non-appearance filed by the petitioner, the matter was deemed to no longer be a contested case before the Commissioner. Accordingly, the Commissioner dismissed the petition with prejudice.

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.

February 24, 2015

OAL DKT. NO. EDU 5105-06  
AGENCY DKT. NO. 115-3/06

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_____	:	

The record of this matter – transmitted to the Commissioner by the Office of Administrative Law (OAL) pursuant to *N.J.A.C. 1:1-14.4* and including an advisement of petitioner’s failure to appear at the scheduled January 14, 2015 OAL hearing – has been reviewed. Petitioner filed no explanation for his failure to appear, notwithstanding the opportunity to do so. Accordingly, this matter is no longer deemed to be a contested case before the Commissioner and is hereby dismissed with prejudice.

IT IS SO ORDERED.<sup>1</sup>

COMMISSIONER OF EDUCATION

Date of Decision: February 24, 2015

Date of Mailing: February 25, 2015

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<sup>1</sup> This decision may be appealed to the Appellate Division of the Superior Court pursuant to *P.L. 2008, c. 36* (*N.J.S.A. 18A:6-9.1*).