

AHU #03-149 and EDU #1525-04 (consolidated)
C #151-05
SB # 24-05

DIVISION OF YOUTH AND :
FAMILY SERVICES, :
 :
PETITIONER-RESPONDENT, :
 :
V. :
 : STATE BOARD OF EDUCATION
V.R., :
 : DECISION
RESPONDENT-APPELLANT, :
 :
AND :
 :
IN THE MATTER OF THE TENURE HEARING :
OF V.R., STATE-OPERATED SCHOOL :
DISTRICT OF THE CITY OF NEWARK, :
ESSEX COUNTY. :

Decided by the Commissioner of Education, April 27, 2005

For the Petitioner-Respondent Division of Youth and Family Services, Lori DeCarlo, Deputy Attorney General (Peter C. Harvey, Attorney General of New Jersey)

For the Petitioner-Respondent State-Operated School District of the City of Newark, Arsen Zartarian, Esq.

For the Respondent-Appellant, Eugene G. Liss, Esq.

The decision of the Commissioner of Education to dismiss the appellant from her tenured employment for unbecoming conduct is affirmed for the reasons expressed therein. In so doing, we find that the appellant's conduct in leaving the student unattended in the hallway after he was injured and neither escorting him to the nurse's

office nor seeking assistance was inexcusable. Under the circumstances, we fully agree with the Commissioner that dismissal is the appropriate penalty.

November 2, 2005

Date of mailing _____