



STATE OF NEW JERSEY

In the Matter of Tony Tate,
Correction Officer Recruit (S9988T),
Department of Corrections

**FINAL ADMINISTRATIVE
ACTION
OF THE
CIVIL SERVICE COMMISSION**

CSC Docket No. 2018-1166

List Removal and List Revival
Appeal

ISSUED: MARCH 29, 2018 (VJ)

Tony Tate appeals the Department of Corrections request to remove his name from the eligible list for Correction Officer Recruit (S9988T), on the basis that he failed to respond to the certification notice.

The appellant, a non-veteran, took and passed the open competitive examination for Correction Officer Recruit (S9999T), which had a closing date of January 8, 2015. The resulting eligible list promulgated on July 23, 2015 and expired on July 22, 2017. On appeal, Tate states that he never received the certification notice and that his address has remained unchanged for the last three years.

In response, the appointing authority indicates that it issued one certification, but it has no record of a removal letter being sent to Tate. Since the record is unclear regarding the processing of Tate's certification, and the subject list expired on July 22, 2017, the appointing authority requests that his name be restored to the list in order to continue the appointment process.

CONCLUSION

N.J.S.A. 11A:4-6 and *N.J.A.C.* 4A:4-3.4 provide that an eligible list may be revived in order to implement a court order or decision of the Civil Service Commission in the event of a successful appeal instituted during the life of a list, to correct an administrative error, or for other good cause.

In the instant matter, Tate asserts that he did not receive the certification notice. Because its records are unclear, the appointing authority is in agreement with Tate's request to be restored to the subject eligible list and wants to continue with the appointment process for Tate. Accordingly, it is appropriate under these circumstances to revive the Correction Officer Recruit (S9988T) eligible list to allow Tate's name to be considered for appointment at the time of the next certification.

ORDER

Therefore, it is ordered that this appeal be granted and the eligible list for Correction Officer Recruit (S9988T), Department of Corrections be revived in order for Tate to be considered for appointment at the time of the next certification for prospective employment opportunities only.

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

DECISION RENDERED BY THE
CIVIL SERVICE COMMISSION ON
THE 27th DAY OF MARCH, 2018



Deirdre L. Webster Cobb
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