

#### STATE OF NEW JERSEY

In the Matter of Janet Chiong-Morillo, Social Work Supervisor Bilingual in Spanish and English (PC5129C), Bergen County Board of Social Services

CSC Docket No. 2022-1929

# FINAL ADMINISTRATIVE ACTION OF THE CIVIL SERVICE COMMISSION

Examination Appeal

**ISSUED: MARCH 25, 2022 (HS)** 

Janet Chiong-Morillo requests permission to submit a late application for the promotional examination for Social Work Supervisor Bilingual in Spanish and English (PC5129C), Bergen County Board of Social Services.

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The announcement for the subject examination issued on December 1, 2021 with a closing date of December 21, 2021. The announcement required, among other things, payment of a \$25 application processing fee. The status of the appellant's application in agency records as of December 17, 2021 was pending as the payment selection had not been completed. The examination resulted in an eligible list of three names that promulgated on February 24, 2022 and expires on February 23, 2024. A certification issued from the list on February 28, 2022, but it has not yet been returned.

On appeal to the Civil Service Commission (Commission), the appellant submits a copy of her application and a printout of the online "Payment Verification" page from State of New Jersey Payment Processing Services. The printout indicates a "Transaction Summary" of \$25 in examination fees; the appellant's billing information; and a "Payment Method" section, which includes the appellant's name, the credit card type and redacted credit card and card verification numbers. The appellant maintains that the "Payment Verification" proves that her application was paid for.

#### CONCLUSION

*N.J.A.C.* 4A:4-2.17 provides, in pertinent part, that unless the fee is reduced because the applicant is a veteran, a \$25.00 processing fee shall be charged for each promotional examination application and that applications received without a fee shall not be processed. *N.J.A.C.* 4A:4-2.1(e) provides, in pertinent part, that unless otherwise provided for by this agency, applications for promotional examinations shall be submitted no later than 4:00 P.M. on the announced application filing date.

In this matter, the appellant did not submit an application by the closing date for the subject examination. However, in this specific instance, the Commission finds that there is good cause to allow the appellant to submit a late application for the subject examination. Specifically, the appellant's belief that she had made full payment for the subject examination based on the "Payment Verification" page, though mistaken, was a reasonable one. In this regard, the printout indicates a "Transaction Summary" of \$25 in examination fees and redacted credit card information, and the appearance of the page could understandably have been given the impression that the payment process was complete. The Commission emphasizes that the dual purpose of the Civil Service system is to ensure efficient public service for State and local governments and to provide appointment and advancement opportunities to Civil Service employees based on their merit and abilities. These interests are best served when more, rather than fewer, individuals are presented with employment opportunities. See Communications Workers of America v. New Jersey Department of Personnel, 154 N.J. 121 (1998). Finally, the Commission notes that the appellant's remedy is based on the particular circumstances of this matter, and for future examination announcements, she must timely file an application.

### **ORDER**

Therefore, it is ordered that Janet Chiong-Morillo be permitted to submit an application for Social Work Supervisor Bilingual in Spanish and English (PC5129C), Bergen County Board of Social Services. It is further ordered that Chiong-Morillo submit the attached promotional examination application and the \$25.00 application processing fee to the Division of Agency Services. The application and processing fee must be postmarked no later than 15 days from the issuance date of this decision. Upon receipt of the application and processing fee, it is ordered that her application be processed. Finally, if Chiong-Morillo's application and the required payment are not postmarked on or before the 15th day after the issuance date of this decision, she will not be entitled to have an application for the subject examination processed.

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 23<sup>RD</sup> DAY OF MARCH, 2022

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Chair person

Civil Service Commission

Inquiries and Correspondence Allison Chris Myers
Director
Division of Appeals and Regulatory Affairs
Civil Service Commission
Written Record Appeals Unit
P.O. Box 312
Trenton, New Jersey 08625-0312

## Attachment

c: Janet Chiong-Morillo Scott Modery Division of Agency Services Records Center

# Staple Payment Here APPLICATION FOR PROMOTIONAL EXAMINATION NEW JERSEY CIVIL SERVICE COMMISSION — STATE SERVICE

INSTRUCTIONS: Please print or type, Answer all pertinent questions and ensure that all information is accurate and complete. Sign your name in Block 12 NOTE: No additional information may be accepted after the last date for filing applications has passed. If you change your address,

	\$ 25.00 FEE F	REQUIRED	
Make Che	ck/Money Ord	er Payable	to NJCSC
EOB	COMMISSION	LUCE ONLY	v

you must notify the Civil Service Commission immediately in writ Return your completed application to your Personnel Office no- filing listed on the announcement. Susan Mann, & NTCSC, P. O. Transan, Nic Jessey	ling. <del>later-than the la</del>	st date for					
FOR COMMISSION USE ONLY	2. Social Secu	ol ;					
STATUS: PAR:	st.						
	<u> </u>	idditional information)					
	4. Name & Add	iress:					
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0 NO REV	Street						
1. Title of Promotion:	City: State: Zip Code:						
	E-mait address:						
	Daytime County: Telephone:						
Note Applications must be postmarked by				or Codet - Saraho			
	KGROUND D	ATA					
5a. Education (Indicate the highest level Diploma or Degree you have	•	THE STAN MARKET TO TO					
	ate's Degree or's Degree	(M) Master's D	egree				
5b. Completion of this part is VOLUNTARY and is to be used only for complying			tate Affirmative Action P	rooram			
Check the group:	The second second second						
Gender: (1) Male (2) Female (1) Black (1)	(2) White	(3) Hispanic (4) As	sian (5) or Ala	can Indian skan Native			
6. Check the county in which you prefer to take the examination.  (Check one box only)  (1) Camden (2) Mercer (3) Essex (4) Monmouth (6) Atlantic (7) Bergen  8. ADA Assistance: Check the box if you would like to be contacted regarding auxiliary aid or reasonable accommodation in taking this examination in accordance with the Americans with Disabilities Act.	7. Are you claiming veterans preference?   YES NO  Check YES if you are claiming veterans preference for this examination. If you have established veterans preference since April 1, 1980, no further action is needed. Otherwise, complete a veterans preference claim form and include the required documents. Claim forms are available on our web site at www state.nj us/ese and at our office at 44 S. Clinton Avenue, Trenton, NJ. Completed forms should be mailed to the Department of Military and Veterans' Affairs (DMAVA). For more information, visit their web site at www state.nj us/military or contact them at 1-888-865-8387. Note: In accordance with Public Law 2010 e.26, Veterans pay a reduced application fee of \$15,00 if they have previously established Veterans Preference with the DMAVA (as defined by N.J.S.A, 11A:5-1 et seq.), or your claim is approved by DMAVA at least 8 days prior to the issuance of this eligibility list.						
Check the county(s) in which you will accept employment. Please have any questions regarding this, contact your Personnel Office.	note: Not all prom	notional lists can be used	in all geographic loca	tions. If you			
(A) Atlantic (C) Burlington (B) Bergen	(D) Camde	(L) Cape may	(F) Cumberlan	d 🔲 (G) Essex			
(H) Gloucester (J) Hudson (K) Hunterdon		(14) MONINGGIN	(L) Mercer	(P) Morris			
ALL (O) Ocean (R) Passaic (S) Salem	(T) Somers	et 🔲 (U) Sussex	(V) Union	(W) Warren			
10. Present Permanent Title & Appointment Date:  Name & Title of Immediate Supervisor:  Telephone Number & Email Address of Immediate Supervisor:		11. Your Social Secur used as your applicant L records and transactions process. Collecting this countries to but its submission is volid a unique number will be you will be responsible from the process of the proces	D. number to identify associated with the a lata is permissible un intary. If you do not assigned to you. How or remembering it for	and track all of your pplication and testing der NJSA HA:4-1, provide the number, wever, once assigned, any inquiries you			
12. Signature: I CERTIFY that the statements made by me in this application are true in good faith. I understand that if my application is incomplete, it may be rejected. (We examination, any applicant who makes a false statement of any material fact per NJA NOTE: Your application may be released to the Appointing Authority for the purpose of Signature.	ARNING: The Civil Se C 4A:4-6.2) of verifying information	ervice Commission may refuse n with regard to your qualificati	to examine, or certify after				

DPF-1A \$25 (Page 1 of 2 REVISED 07-01-10) IMPORTANT - please complete page 2 of this application and keep a copy for your records.

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Title of Promotion:		Symbol: SS#:						
13. Educational Section - College And Graduate S announcement, be sure to attach a copy of be evaluated by a recognized evaluation se	your transe	cript or a list of courses, course des						
	What yrs. did you attend?	What was your major course of study?		at type of degree you eam?	Did you graduat		If NO, when will you graduate?	Number of credits earned
	From To				□ Y I	ΠN	Month / Year	
	From To				□ Y	□N	Month / Year	
14. Other Schools or Training Courses - Include related to the title for which you are applying						tended	0.	
What is the name & location of school/facility w course(s)/training was held?		nere What classes did you take?		What were the you attended?			any hours per week attend?	Did you complete the program?
				Month Vi. TO I	/onth/Yr		:	$\square$ Y $\square$ N
				Month/Yr 1Q	Month/Vr			□Y □N
15. Use this space to describe any internships, II	censes, certi	fications or registrations that you posses	ss wh			ion for v	which you are apply	rina.
A. What type of license(s), certification(s)							(s) have you con	
A. What type of license(s), certification(s	s), and/or re	gistration(s) do you noto?					ip(s) completed?	,
In which state/s\ do you hald the linear	an(n) enetit	Figure 10 and 10 conjugate tion (c) 2	What were the dates of the internship(s)?					
In which state(s) do you hold the licen	se(s). Cerm	ilication(s), and/or registration(s)?	How many hours per week did you take part in the internship?					
B. What was the original issue date of the	ne license(s	i), certification(s), and/or registration	(s)?	1			curriculum?	Υ□N
					- 3 Compl		Month	(Voor
What is the date of your current licens	se(s), certifi	cation(s), and/or registration(s)?		Level 4	- 6 Compi	eted	<b>&gt;</b>	
				<u> </u>			Month	
16. Employment Record - If you do not pro- held different positions with the same employer part time, and the number of hours worked per va- application properly may cause you to be declar	, list each po week Since	sition separately. Make sure you give t your application may be your only "tes	full di Epap	ates of employr er." be sure it is	nent (mont s complete	h/year). and acc	indicate whether to carate. Failure to c	he job was full or
A What is the name and address of your current employer?	our	What is your title in this position?	List the major duties you perform in this position in order of importance.				n	
		nis position:						L
	1 —	FULL TIME? PART TIME?						
		(Average No, hrs. per wk.)						
What dates have you been employed in this po-	SHOHL	many staff members do you supervise?						
From To	Prof	essional Staff						
Month/Year Month/Year		port Staff						
B What was the name and address of y previous employer?	OUT V	What was your title in this position?	List the major duties you perform in this position in order of importance.				n	
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		FULL TIME? PART TIME?						
		(Average No. hrs. per wk.)						
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		s this position:						
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What dates were you employed in this position?		many staff members did you supervise?						
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YES