

CONCLUSION

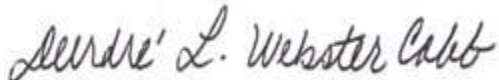
N.J.A.C. 4A:4-1.10(c) states that an individual may receive a retroactive date of appointment to correct an administrative error, for an administrative delay or for other good cause. Generally, the award of a retroactive appointment date is for seniority purposes only and is limited to situations in which an individual could have been appointed on the requested retroactive date but as a result of an error on the part of the either the appointing authority or this agency, he or she received a later appointment date. The record reveals that had the eligible list been certified promptly Chestnut would have received a January 14, 2021 regular appointment date. However, due to an administrative error, a certification was not issued from the PS2752N eligible list in January 2021. Moreover, the error was not discovered until August 2021, at which time a certification, containing Chestnut's name was issued on August 4, 2021. Therefore, based on the foregoing, ample cause exists to grant Chestnut a retroactive date of permanent appointment to the title of Regulatory Officer 2. It is noted that as Chestnut had received a regular appointment to the subject title, effective August 28, 2021, she will have completed her working test period. Accordingly, Chestnut's permanent appointment should be recorded as January 14, 2021.

ORDER

Therefore, it is ordered that this request be granted and the permanent appointment of Jeanne Chestnut to the title of Regulatory Officer 2, be recorded as January 14, 2021.

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 23RD DAY OF MARCH, 2022



Deirdré L. Webster Cobb
Chairperson
Civil Service Commission

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