

Inquiries
and
Correspondence

Nicholas F. Angiulo
Director
Division of Appeals and Regulatory Affairs
Civil Service Commission
P. O. Box 312
Trenton, New Jersey 08625-0312

Attachment



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

DISMISSAL

OAL DKT. NO. CSR 08506-22

AGENCY DKT. NO. N/A

2023-632

**IN THE MATTER OF BRIAN WUNK,
BOROUGH OF RINGWOOD,**

Arthur J. Murray, Esq., for petitioner, Brian Wunk (Alterman & Associates, LLC, attorneys)

Justin D. Santagata, Esq. for respondent, Borough of Ringwood (Cooper Levenson, attorneys)

Record Closed: April 26, 2023

Decided: June 26, 2023

BEFORE WILLIAM COURTNEY, ALAJ:

Petitioner appeals from the determination of removal by respondent, Borough of Ringwood effective August 22, 2022 for inability to perform duties of employment due to a disability application.

The matter was filed in the Office of Administrative Law ("OAL") on September 21, 2022, for determination as a contested case. A telephone status conference was held on April 19, 2023, and thereafter petitioner was granted Accidental Disability Retirement. A

Motion to Dismiss the Final Notice of Disciplinary Action ("FNDA") was filed by petitioner and there was no opposition to the Motion.

ORDER

Based upon the forgoing, I **ORDER** that the appeal filed by petitioner in this matter along with the FNDA be and are hereby **DISMISSED**.

I hereby **FILE** my initial decision with the **CIVIL SERVICE COMMISSION** for consideration.

This recommended decision may be adopted, modified or rejected by the **CIVIL SERVICE COMMISSION**, which by law is authorized to make a final decision in this matter. If the Civil Service Commission does not adopt, modify or reject this decision within forty-five days and unless such time limit is otherwise extended, this recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10.

Within thirteen days from the date on which this recommended decision was mailed to the parties, any party may file written exceptions with the **DIRECTOR, DIVISION OF APPEALS AND REGULATORY AFFAIRS, UNIT H, CIVIL SERVICE COMMISSION, 44 South Clinton Avenue, PO Box 312, Trenton, New Jersey 08625-0312**, marked "Attention: Exceptions." A copy of any exceptions must be sent to the judge and to the other parties.

June 26, 2023



DATE

WILLIAM COURTNEY, ALJ

Date Received at Agency:

June 26, 2023

Date Mailed to Parties:

June 26, 2023

sej