



STATE OF NEW JERSEY
DEPARTMENT OF PERSONNEL

JON S. CORZINE
GOVERNOR

ROLANDO TORRES, JR.
COMMISSIONER

Merit System Board

**MINUTES OF REGULAR MEETING OF
THE MERIT SYSTEM BOARD
OCTOBER 10, 2007**

**Rolando Torres, Jr., Chairman
Flavella Branham
John Currie
Margaret E. L. Howard
Robert J. Long**

OCTOBER 10, 2007

A regular meeting of the Merit System Board was held on Wednesday October 10, 2007, in Trenton, New Jersey.

PRESENT: Chairman Rolando Torres, Jr., Merit System Board Members, John Currie, Flavella Branham, Margaret E. L. Howard and Robert J. Long; Pamela Ullman, Deputy Attorney General; and Henry Maurer, Director, Division of Merit System Practices and Labor Relations.

In accordance with L.1975, c.231, Chairman Rolando Torres Jr., opened the meeting with the following statement:

Notice of this meeting was filed with the Secretary of State and sent to the Trentonian, Trenton Times, Courier-Post and Star Ledger on December 8, 2006, and posted at the Department of Personnel, 3 Station Plaza, Trenton, New Jersey.


All actions were by unanimous vote unless otherwise specified.


STATE

The Merit System Board recorded the recommended changes in the State Classification Plan, copies of which are attached hereto and made a part hereof.

**MEMORANDUM**

DATE: September 11, 2007

TO: Rolando Torres, Jr., Commissioner
Department of Personnel 

FROM: Elizabeth Van Marter, Managing Director
State and Local Government Operations 

SUBJECT: Change in the State Classification Plan

DEPARTMENT OF LAW AND PUBLIC SAFETY

The New Jersey Office of Homeland Security, in, but not of, the Department of Law and Public Safety, requests the creation of a new title for the assessment and identification of the State's critical infrastructures and key assets. This function, previously assigned to the counties, was assumed by the State level in July, 2007.

The local title for this function was recently reallocated from the career to the unclassified service in accordance with NJAC 4A:3-1.3(a). It is requested that the new State title be assigned to the unclassified service under the same rule.

The bargaining unit was assigned by the Office of Employee Relations.

ESTABLISHMENT OF TITLE

Effective: 07/07/07

State Critical Infrastructure Coordinator
P29-____ Unclassified C NL/12

EVM/JJM/BP



MEMORANDUM

DATE: September 6, 2007

TO: Rolando Torres Jr., Commissioner
Department of Personnel

FROM: Elizabeth Van Marter, Managing Director
State and Local Government Operations

SUBJECT: Change in Classification Plan

DEPARTMENT OF AGRICULTURE

The Department of Agriculture seeks to create a new title, Principal Animal Health Technician.

The function of this position is to detect and control the spread of infectious and contagious disease in livestock and poultry. The title is intended to act as a first-line supervisor over lower level Animal Health Technicians.

The new title will be assigned exclusively to the Department of Agriculture and will reside in the Competitive class of service.

The bargaining unit was assigned by the Governor's Office of Employee Relations.

The appropriate negotiations representatives have been notified and support this request.

ESTABLISHMENT OF NEW TITLE:

Effective: 4/14/07

Principal Animal Health Technician
R24_ Competitive H NE/12

EVM/JMM/BP/GB

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of James Gantz
Garden State Youth Correctional Facility
Department of Corrections
Removal

In the Matter of Isreal Grant
Jersey City Public Schools
Removal

In the Matter of John Hampton
County of Essex
Department of Citizen Services
Removal

In the Matter of Jacqueline Moylan
County of Hudson
Department of Corrections
Resignation not in good standing

In the Matter of Vincenzo Pedone
City of Hackensack
Police Department
Demotion

In the Matter of Jeremy C. Romash
Township of Jefferson
Police Department
Fine

In the Matter of Jayson Weisman
Township of Mount Laurel
Department of Public Works
Removal

RECOMMENDATION OF THE ADMINISTRATIVE LAW JUDGE IN THE ABOVE CASES – SETTLEMENT

ACTION: The Merit System Board acknowledged the settlements.

A-2 MITCHELL CHASMAR

Mitchell Chasmar, Police Sergeant, Township of Weehawken, Department of Public Safety, 10-day suspension on charges of incompetency, inefficiency or failure to perform duties, conduct unbecoming a public employee, other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the 10-day suspension to a 30-day suspension.

ACTION: The Merit System Board modified the recommendation of the Administrative Law Judge to uphold the 10-day suspension.

A-3 STEVEN HUBBS

Steven Hubbs, Police Officer, City of Camden, Police Department, fine \$6,902 (equal to 25 days pay) (five days held in abeyance) on the charge of violation of Police Department rules and regulations regarding truthfulness.

Recommendation of the Administrative Law Judge – Uphold the fine \$6,902 (equal to 25 days pay) (five days held in abeyance).

ACTION: The Merit System Board modified the recommendation of the Administrative Law Judge to a 60-working day suspension.

A-4 EDITH RIOS

Edith Rios, Senior Clerk Typist, City of Trenton, Housing and Economic Development Department, 10-working day suspension on charges of insubordination and failure to comply with Department policy.

Recommendation of the Administrative Law Judge – Dismiss the appeal for lack of jurisdiction.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-5 PATRICIA DAVID

Patricia David, County Correction Officer, County of Gloucester, Department of Correctional Service, removal effective October 6, 2006, on the charge of conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-6 JENNIFER FRAKE

Jennifer Frake, Cottage Training Technician, New Lisbon Developmental Center, Department of Human Services, removal effective February 14, 2005, on charges of conduct unbecoming a public employee and falsification.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-7 ERIC LEWIS

Eric Lewis, Police Officer, City of East Orange, Police Department, removal effective March 20, 2007, on charges of violation of rules regarding performance of duty, obedience to laws, standard of conduct, acceptance of gifts, gratuities, fees, loans, deposition of unauthorized gifts and false statements.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-8 CARLTON MAYFIELD

Carlton Mayfield, Laborer, City of Orange, Department of Public Works, removal effective February 21, 2006, on the charge of neglect of duty.

Recommendation of the Administrative Law Judge – Upon the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-9 SHELBY COWANS AND RAUL MENDEZ (CONSOLIDATION)

Shelby Cowans and Raul Mendez, Senior Correction Officers, Northern State Prison, Department of Corrections, removal effective September 6, 2006, on charges of neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removals.

ACTION: The Merit System Board directed that this matter be held over.

A-10 ANN MARIE MORRIS

Ann Marie Morris, Senior Correction Officer, Garden State Youth Correctional Facility, Department of Corrections, removal, on charges of conduct unbecoming a public employee, violation of rule, regulation, policy, procedures, order or administrative decision and use, possession or sale of any controlled dangerous substance.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-11 JOHN ROBERTSON

John Robertson, Building Maintenance Worker, County of Hudson, Department of Roads and Public Property, removal effective August 9, 2006, on charges of insubordination, job abandonment, conduct unbecoming a public employee, falsification of records and violation of the County no smoking policy.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Merit System Board modified the removal to a 4-month suspension.

A-12 LESLYE SCIPIO

Leslye Scipio, Senior Medical Security Officer, Ann Klein Forensic Center Psychiatric Hospital, Department of Human Services, removal effective March 22, 2006, on the charge of physical abuse of a patient.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-13 APRIL WILSON

April Wilson, Clerk, County of Essex, Prosecutor's Office, was removed effective July 26, 2004, on charges of incompetency, inefficiency and failure to perform duties, insubordination, inability to perform duties, conduct unbecoming a public employee, neglect of duty and other sufficient cause. This matter was held over from the September 26, 2007 Merit System Board meeting.

Recommendation of the Administrative Law Judge – Modify the removal to a 30-day suspension and a resignation in good standing.

ACTION: The Merit System Board modified the recommendation of the Administrative Law Judge to uphold the removal.

A motion was made and seconded that the open session be recessed and that, pursuant to Section 12(b) of the Open Public Meetings Act, the Merit System Board entered into Executive Session for the purpose of viewing a confidential video on A-14 Robert Zorn and to obtain legal advice on the matter of A-15 Anthony Hearn. The Board subsequently reconvened the public meeting.

A-14 ROBERT ZORN, JR.,

Robert Zorn, Jr., Youth Worker, County of Mercer, Department of Human Services, removal effective May 11, 2005, on charges of conduct unbecoming a county employee, failure to perform duty and failure to follow rule, policy or procedure. This matter was held over from the September 26, 2007 Merit System Board meeting.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-15 ANTHONY HEARN

Anthony Hearn, an Educational Program Development Specialist 1, with the Department of Education, appeals the determination of the Commissioner of Education which stated that he violated the State Policy Prohibiting Discrimination, Harassment or Hostile Environments in the Workplace.

Recommendation of the Administrative Law Judge – Reverse the State's determination that Mr. Hearn violated the State Policy Prohibiting Discrimination, Harassment or Hostile Environments in the Workplace and purge that finding from his personnel records and restore him to the Manager 1 title. The ALJ also awarded back pay and counsel fees.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge to reverse the determination, restore the appellant to the Manager 1 title, but the Board denied back pay and counsel fees.

SECTION B – MISCELLANEOUS MATTERS**B-1 FLORIN DEVRIES**

Florin DeVries appeals his rejection as a Correction Officer Recruit candidate by the Department of Corrections and its request to remove his name from the eligible list for Correction Officer Recruit (S9999F) on the basis psychological unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be denied.

B-2 THADDEUS FONTANILLA

Thaddeus Fontanilla, represented by Thomas J. Cammarata, Esq., appeals his rejection as a Police Officer candidate by the City of Jersey City and its request to remove his name from the eligible list for Police Officer (S9999F) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be denied.

B-3 LUIS J. VELASCO, JR.

Luis J. Velasco, Jr., represented by Jennifer N. Selliti, Esq., appeals his rejection as a Correction Officer Recruit, Juvenile Justice candidate by the Juvenile Justice Commission and its request to remove his name from the eligible list for Correction Officer Recruit, Juvenile Justice (S9999F) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be granted.

B-4 JAMEELAH S. WEST

Jameelah S. West appeals her rejection as a Correction Officer Recruit candidate by the Department of Corrections and its request to remove her name from the eligible list for Correction Officer Recruit (S9999F) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be denied.

B-5 KEVIN SAVOY

Kevin Savoy, an Assistant Engineer in Charge of Maintenance 1 with East Jersey State Prison, Department of Corrections, represented by Sarah A. Evans, Staff Representative, Communications Workers of America, Local 1040, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board referred the matter to the Medical Examiners Panel.

B-6 JAMES VALLE

James Valle, a Senior Field Representative, Wage and Hour Compliance, with the Department of Labor and Workforce Development, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board directed that this appeal be denied.

B-7 CHRISTA WHITE

Christa White, a Senior Instructor Counselor, Re-Adjustment Unit, with the New Lisbon Developmental Center, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board directed that this appeal be denied.

B-8 NORMA YEISLEY

Norma Yeisley, a Senior Building Maintenance Worker with the Senator Garrett W. Hagedorn Psychiatric Hospital, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board directed that this appeal be denied.

B-9 THOMAS ALLEGRETТА

Thomas Allegretta, represented by Roosevelt Porter, Esq., appeals the bypass of his name on the eligible list for Police Lieutenant (PM2564C), Fairview.

ACTION: The Merit System Board granted a hearing.

B-10 ANDRE RUIZ

Andre Ruiz, represented by F. Michael Daily, Jr., Esq., appeals the bypass of his name on the certification for Fire Fighter (M2271E), City of Camden, eligible list.

ACTION: The Merit System Board directed that this appeal be denied.

B-11 ADMINISTRATIVE CLERK TYPING (M1027G), TOWNSHIP OF HILLSIDE

The matter of whether the Township of Hillside should be granted permission not to make an appointment from the September 6, 2006 certification for Administrative Clerk Typing (M1027G), has been referred to the Merit System Board for review.

ACTION: The Merit System Board granted the appointment waiver but assessed selection costs in the amount of \$2,048.

B-12 PROJECT COORDINATOR CRIME PREVENTION (M6308H), CITY OF NEWARK

The City of Newark requests permission not to make an appointment from the June 26, 2006 certification for Project Coordinator Crime Prevention (M6308H).

ACTION: The Merit System Board granted the appointment waiver but assessed selection costs in the amount of \$2,048.

B-13 PURCHASING AGENT (M0529E), FREEHOLD TOWNSHIP

Freehold Township requests permission not to make an appointment from the December 14, 2006 certification for Purchasing Agent (M0529E).

ACTION: The Merit System Board granted the appointment waiver but assessed selection costs in the amount of \$2,048.

B-14 ANDREW BOOKER

Andrew Booker, a Senior Correction Officer with the Adult Diagnostic and Treatment Center, Department of Corrections represented by Colin M. Lynch, Esq., requests Merit System Board review of a suspension of five days. This matter was held over from the September 26, 2007 Merit System Board meeting.

ACTION: The Merit System Board granted a hearing.

B-15 CONSTANCE GARCIA

Constance Garcia, a Human Services Assistant with Trenton Psychiatric Hospital, Department of Human Services, petitions the Merit System Board for back pay, benefits and seniority.

ACTION: The Merit System Board granted the request.

B-16 GERALD NAPOLIELLO

Gerald Napoliello, a Police Officer with the City of Newark, represented by Anthony J. Fusco, Jr., Esq., petitions the Merit System Board for interim relief on his removal, effective May 7, 2007, pending the outcome of his appeal on the merits.

ACTION: The Merit System Board denied the request.

B-17 STEVIE STEVENSON

Stevie Stevenson, a former County Correction Officer with the County of Burlington, petitions the Merit System Board for enforcement of the settlement agreement acknowledged by the Board at its meeting on February 28, 2007.

ACTION: The Merit System Board granted the request.

B-18 CHRISTOPHER J. THOMPSON

Christopher J. Thompson, a former Fire Fighter with the Township of Teaneck, represented by Lynsey A. Johnson, Esq., appeals his resignation in good standing effective February 5, 2007.

ACTION: The Merit System Board directed that this appeal be denied.

B-19 HARRY BAROK

Harry Barok petitions the Merit System Board for reconsideration of the decision rendered on February 28, 2007 which denied his request for a make-up for the promotional examination for Principal Community Program Specialist (PS7913K), Division of Developmental Disabilities, Department of Human Services.

ACTION: The Merit System Board denied the request.

B-20 RODNEY CLARK

Rodney Clark, a Police Officer with the City of Jersey City, represented by Benjamin Benson, Esq., petitions the Merit System Board for reconsideration of the final administrative decision, rendered on February 28, 2007, which modified the petitioner's removal to a resignation in good standing.

ACTION: The Merit System Board denied the request.

B-21 VANESSA DAVIS

Vanessa Davis, a Senior Correction Officer with Riverfront State Prison, Department of Corrections, represented by Henry J. Cistrelli, Esq., petitions the Merit System Board for reconsideration of its decision, *In the Matter of Vanessa V. Davis* (MSB, decided March 14, 2007), which denied her request for sick leave injury (SLI) benefits.

ACTION: The Merit System Board denied the request.

B-22 LOURDES NIEVES

Lourdes Nieves, a Senior Clerk with the Essex County Prosecutor's Office, petitions the Merit System Board for reconsideration of the final administrative decision, rendered on May 10, 2006, which upheld her removal effective May 22, 2002.

ACTION: The Merit System Board denied the request.

B-23 WILLIAM J. TANSEY, JR.

William J. Tansey, Jr., represented by Michael L. Prigoff, Esq., requests reconsideration of the decision rendered on June 20, 2007 by the Merit System Board which found him to be psychologically unfit for a position as a Fire Fighter (M2286E), Jersey City.

ACTION: The Merit System Board referred the matter for an independent psychological evaluation.

B-24 ANNA M. AYUSO

The appeal of Anna M. Ayuso, a Clerk Typist, bilingual in Spanish and English, with Hudson County, of her 90-day suspension (30 days held in abeyance for one year) on charges, was heard by Administrative Law Judge James A. Geraghty (SLJ), who rendered his initial decision on August 15, 2007, upholding the suspension. At its meeting on September 26, 2007, the Merit System Board adopted the ALJ's recommendation to uphold the suspension. The proposed final decision is now submitted for the Board's review.

ACTION: The Merit System Board adopted the final decision.

VOTE: **Rolando Torres, Jr.** (Yes)
Flavella Branham (Abstained)
John Currie (Yes)
Margaret E. L. Howard (Yes)
Robert J. Long (Yes)

B-25 HAROLD CLARKE

The appeal of Harold Clarke, a Human Services Assistant at Woodbine Developmental Center, Department of Human Services, of his removal effective January 31, 2003, on charges, was heard by Administrative Law Judge Israel D. Dubin (ALJ), who rendered his initial decision on August 14, 2007. At its meeting on September 26, 2007, the Merit System Board adopted the ALJ's recommendation to uphold the removal. The proposed final decision is now submitted for the Board's review.

ACTION: The Merit System Board adopted the final decision.

VOTE: **Rolando Torres, Jr.** (Yes)
Flavella Branham (Abstained)
John Currie (Yes)
Margaret E. L. Howard (Yes)
Robert J. Long (Yes)

B-26 JOHN S. DRAKE

The appeal of John S. Drake, Sr., a Sign Maker 3 with the City of Trenton, of his removal, effective June 16, 2006, on charges, was heard by Administrative Law Judge John R. Tassini (ALJ), who rendered his initial decision on August 17, 2007. At its meeting on September 26, 2007, the Merit System Board did not adopt the ALJ's recommendation to uphold the removal. Rather, the Board ordered that this matter be remanded to the Office of Administrative Law. The proposed decision is now submitted for the Board's review.

ACTION: The Merit System Board adopted the decision.

VOTE: **Rolando Torres, Jr.** (Yes)
Flavella Branham (Abstained)
John Currie (Yes)
Margaret E. L. Howard (Yes)
Robert J. Long (Yes)

B-27 ROGER HARRIS

The appeal of Roger Harris, a Police Officer with the City of Newark Police Department, of his removal effective September 3, 2003 on charges, was heard by Administrative Law Judge Sandra Ann Robinson (ALJ), who rendered her initial decision on July 26, 2007, reversing the removal contingent upon the successful completion of a psychological fitness for duty examination. At its meeting on September 26, 2007, the Merit System Board adopted the ALJ's recommendation. The proposed decision is now submitted for the Board's review.

ACTION: The Merit System Board adopted the decision.

VOTE: **Rolando Torres, Jr.** (Yes)
Flavella Branham (Abstained)
John Currie (Yes)
Margaret E. L. Howard (Yes)
Robert J. Long (Yes)

B-28 JAMES JOYCE

The appeal of James Joyce a Police Officer with the City of Passaic, of his 60-working day suspension on charges, was heard by Administrative Law Judge (ALJ) Edith Klinger, who rendered her initial decision on August 23, 2007. At its meeting on September 26, 2007, the Merit System Board did not adopt the ALJ's recommendation to uphold the 60-working day suspension. Rather, the Board increased the penalty to a 120-working day suspension. The proposed final decision is now submitted for the Board's review.

ACTION: The Merit System Board adopted the final decision.

VOTE:	Rolando Torres, Jr.	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Margaret E. L. Howard	(Yes)
	Robert J. Long	(Yes)

B-29 SAYF AL-DIN ALI

Sayf Al-Din Ali appeals the determinations of the Division of Selection Services which found that, per the substitution clause for education, he was below the minimum requirements in experience for the promotional examinations for Social Worker 2 (PS0495P), Juvenile Justice Commission and Social Worker 2 (PS2402P), Juvenile Justice Commission.

ACTION: The Merit System Board directed that these appeals be denied.

B-30 CHRISTINE BARRON

Christine Barron appeals the determination of the Division of Selection Services that found that, per the substitution clause for education, she was below the minimum requirements in experience for the promotional examination for Assistant Administrative Analyst (PC0799H), Ocean County.

ACTION: The Merit System Board directed that this appeal be granted.

B-31 THOMAS E. BULLWITH

Thomas E. Bullwith appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the open competitive examination for Chief Clerk (C8018H), Hudson County.

ACTION: The Merit System Board directed that this appeal be denied.

B-32 DORIS EZOMO, ET AL.

Doris Ezomo and Gina Tracy appeal the determinations of the Division of Selection Services which found that they did not meet the experience requirements for the open competitive examination for Habilitation Plan Coordinator (S0555J), Department of Human Services. Wanda Ingram and Susan Wright appeal the determinations of the Division of Selection Services which found that they did not meet the education requirement for the open competitive examination for Habilitation Plan Coordinator (S0555J), Department of Human Services.

ACTION: The Merit System Board directed that these appeals be denied.

B-33 MICHAEL HALL, ET AL.

Michael Hall and Jacqueline Wheaton appeal the decision of the Division of Selection Services which found that, per the substitution clause for education, they did not meet the experience requirements for the promotional examination for Field Monitor 1, Division of Motor Vehicles (PS2407T), Motor Vehicle Commission. Doreen Lewis appeals the decision of the Division of Selection Services which found that she did not meet the experience requirements for the promotional examination for Field Monitor 1, Division of Motor Vehicles (PS2407T), Motor Vehicle Commission.

ACTION: The Merit System Board directed that these appeals be denied.

B-34 PATRICIA KRZWULAK

Patricia Krzwulak appeals the determination of the Division of Selection Services which found that she was below the minimum requirements in experience for the promotional examination for Administrative Secretary (PM1574H), Hamilton Township.

ACTION: The Merit System Board directed that this appeal be denied.

B-35 JAMES SHELLEM

James Shellem, represented by John M. Donnelly, Esq., appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Lieutenant (Pm2504J), Atlantic City, due to an untimely application.

ACTION: The Merit System Board directed that this matter be held over.

B-36 SEBEH SMITH

Sebeh Smith appeals the determination of the Division of Selection Services that he did not meet the experience requirement for the promotional examination for Data Processing Analyst 2 (PS5013K), Division of Family Development, Department of Human Services.

ACTION: The Merit System Board directed that this appeal be granted.

B-37 ELIZABETH WAKED

Elizabeth Waked appeals the decision of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Field Monitor 1, Division of Motor Vehicles (PS2407T), Motor Vehicle Commission.

ACTION: The Merit System Board directed that this appeal be granted.

B-38 KAREN WILSON

Karen Wilson appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the promotional examination for Senior Payroll Clerk (PS0429K), New Lisbon Developmental Center, Department of Human Services.

ACTION: The Merit System Board directed that this appeal be granted.

B-39 JACQUELINE ZAVAGLIA

Jacqueline Zavaglia appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Assistant Regional Administrator, Human Services (PS3935K), Department of Children and Families.

ACTION: The Merit System Board directed that this appeal be granted.

B-40 JEFFREY STEWART

Jeffrey Stewart appeals the determination of the Division of Selection Services which found him ineligible for the promotional examination for Police Sergeant (PM2587J), Garfield due to an untimely application.

ACTION: The Merit System Board directed that this appeal be granted.

B-41 JOEL BAIN

Joel Bain appeals his scores on the essay and oral portions of the promotional examination for Battalion Fire Chief (PM2592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-42 SAMUEL BALAKAS

Samuel Balakas appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM2592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-43 JOHN CHURCH

John Church appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM2592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-44 ANGELO DECARO

Angelo DeCaro appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM2592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-45 EDWARD GLASSMAN

Edward Glassman appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM2592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-46 DONALD JOHNSON

Donald Johnson appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM3592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-47 MICHAEL MCCARTHY

Michael McCarthy appeals his scores on the essay portions of the promotional examination for Battalion Fire Chief (PM3592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-48 DANIEL PAYNE

Daniel Payne appeals his scores on the essay and oral portions of the promotional examination for Battalion Fire Chief (PM2592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-49 ABRAHAM SMALLS

Abraham Smalls appeals his scores on the multiple choice and oral portions of the promotional examination for Battalion Fire Chief (PM3592G), Camden.

ACTION: The Merit System Board directed that this appeal be denied.

B-50 MICHAEL CURTIN

Michael Curtin appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM3593G), Elizabeth.

ACTION: The Merit System Board directed that this appeal be denied.

B-51 THOMAS WALSH

Thomas Walsh appeals his scores on the essay and oral portions of the promotional examination for Battalion Fire Chief (PM3593G), Elizabeth.

ACTION: The Merit System Board directed that the appellant's score for the structured oral interview exercise be changed from 3 to 4 and the remainder of the appeal be denied.

B-52 WILLIAM YOUNG

William Young appeals his scores on the essay and oral portions of the promotional examination for Battalion Fire Chief (PM3593G), Elizabeth.

ACTION: The Merit System Board directed that this appeal be denied.

B-53 LEONARD CARMICHAEL, JR.

Leonard Carmichael, Jr. appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM3599G), Trenton.

ACTION: The Merit System Board directed that this appeal be denied.

B-54 RAYMOND KELVY, JR.

Raymond Kely, Jr. appeals his scores on the oral portion of the promotional examination for Battalion Fire Chief (PM3599G), Trenton.

ACTION: The Merit System Board directed that this appeal be denied.

B-55 RICHARD SEEDS

Richard Seeds appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM3599G), Trenton.

ACTION: The Merit System Board directed that this appeal be denied.

B-56 ROBERT THARP, JR.

Robert Tharp, Jr. appeals his score on the oral portion of the promotional examination for Battalion Fire Chief (PM3599G), Trenton.

ACTION: The Merit System Board directed that this appeal be denied.

B-57 JOSEPH MIZRAHI

Joseph Mizrahi appeals the correct responses to items on the promotional examination for Correction Sergeant (PS2865P), Juvenile Justice Commission.

ACTION: The Merit System Board directed that this appeal be denied.

B-58 INVESTIGATOR, COUNTY WELFARE AGENCY (PC1424H), UNION COUNTY

Union County, on behalf of Abdus-Sabur Bashir, Jacqueline Bohanan, Elaine Brooks, Tecia Bulle, Aleyda Cardona, Elizabeth Grekstas, Shawn Meier, Maria Millan, Berry Pierre, Cynthia Pisino, Keith Riordan, Andre Rogers, Rita Steed, John Tapia, Stacey Turay, Sharon Tyler, Chidinma Ugoaru, and Robert White, requests that they be permitted to file for the promotional examination for Investigator, County Welfare Agency (PC1424H), Union County.

ACTION: The Merit System Board granted the request.

B-59 MERIT SYSTEM BOARD MINUTES

The Minutes of the Merit System Board Meeting of September 26, 2007 are submitted for adoption.

ACTION: The Merit System Board adopted the minutes of its meeting of September 26, 2007.

VOTE:	Rolando Torres, Jr.	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Margaret E. L. Howard	(Yes)
	Robert J. Long	(Yes)

B-60 EARLY SETTLEMENTS

Jonnie R. Malloy
Vineland Developmental Center
Department of Human Services
Suspension

Brad Wittje
Ancora Psychiatric Hospital
Department of Human Services
Suspension

ACTION: The Merit System Board acknowledged the settlements.

B-61 CATENA RIDGEWAY

The Department of Corrections, on behalf of Catena Ridgeway, requests the relaxation of the provisions of *N.J.A.C.* 4A:6-1.22 so as to permit Jane Bando, an employee of the Department of Personnel, to donate more than ten leave days to Ms. Ridgeway, who is participating in the donated leave program.

ACTION: The Merit System Board granted the request.

VOTE:

Rolando Torres, Jr.	(Abstained)
Flavella Branham	(Yes)
John Currie	(Yes)
Margaret E. L. Howard	(Yes)
Robert J. Long	(Yes)

B-62 SALARY REGULATIONS, FY 2008, SUPPLEMENT 2

Submitted for the Board's review is the following Salary Regulation: Supplement 2, Deputy Attorney General Salary Regulation. This regulation provides for performance based salary increases for Deputy Attorney General (Employee Relations Group Z). It is recommended that the Board record this Supplement to the FY 2008 Salary Regulations.

ACTION: The Merit System Board recorded the salary regulations.

There being no further business before the Merit System Board, the meeting was adjourned to convene on Wednesday, October 24, 2007 at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

ROLANDO TORRES, JR.
COMMISSIONER
MERIT SYSTEM BOARD