



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Chris Christie
Governor
Kim Guadagno
Lt. Governor

Robert M. Czech
Chair/Chief Executive Officer

**MINUTES OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
FEBRUARY 2, 2011**

**Robert M. Czech, Chairperson
Robert E. Brenner
Richard E. Williams**

February 2, 2011

A regular meeting of the Civil Service Commission was held on Wednesday, February 2, 2011, in Trenton, New Jersey.

PRESENT: Robert. M. Czech, Chairperson, Members Robert E. Brenner and Richard E. Williams; Pamela Ullman, Deputy Attorney General; Henry Maurer, Director, Division of Merit System Practices and Labor Relations.

In accordance with L.1975, c.231, Robert M. Czech, Chairperson, 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 20, 2010, and posted at the Civil Service Commission, 3 Station Plaza, Trenton, New Jersey.

All actions were by unanimous vote unless otherwise specified.

DISMISSAL FOR FAILURE TO APPEAR

The Civil Service Commission dismissed the following cases without prejudice for failure to appear at the scheduled hearing before the Office of Administrative Law:

April Alestra, Youth Worker, Department of Military and Veterans Affairs, release at the end of working test period.

Kristen Alicea, Human Services Assistant, Department of Military and Veterans Affairs, release at the end of working test period.

Nicole Bove, Human Services Assistant, Ancora Psychiatric Hospital, Department of Human Services, suspension and removal.

Stephanie Blackwell, Human Services Assistant, Vineland Developmental Center, Department of Human Services, removal.

Donna Campanella-Kaplan, Practical Nurse, Ancora Psychiatric Hospital, Department of Human Services, removal and suspensions.

Michael Daniels, Senior Medical Security Officer, Ann Klein Forensic Center, Department of Human Services, removal.

Jennifer Dejesus, Senior Correction Officer, East Jersey State Prison, Department of Corrections, removal.

Mykal Depac, Human Services Assistant, Ancora Psychiatric Hospital, Department of Human Services, resignation not in good standing.

Carlos Feliciano, Human Services Assistant, Woodbine Developmental Center, Department of Human Services, removal.

Julio Flores, Clerk, Department of Code Enforcement, City of Camden, removal.

Milford Ferguson, Human Services Specialist 1, Department of Human Services, Sussex County, release at the end of working test period.

Robin Garner, Human Services Specialist 1, Middlesex County Board of Social Services, release at the end of working test period.

Mia Hardin, Cottage Training Technician, Vineland Developmental Center, Department of Human Services, suspension.

Dawn Haviland, County Park Ranger, Monmouth County, Department of Parks, removal.

David Hazzard, Senior Building Maintenance Worker, Rowan University, resignation not in good standing.

Dalonda Joyner, Human Services Assistant, Vineland Developmental Center, Department of Human Services, resignation not in good standing.

Ranko Kandic, Mechanical Equipment Specialist, Rowan University, removal and suspension.

Sherry Kyle, Senior Library Assistant, Hunterdon County, Library, removal.

Jonathan Livingston, Laborer, City of Newark, Department of Neighborhood and Recreational Services, removal.

Theresa Marguglio, Institutional Trade Instructor 2, Cooking, South Woods State Prison, Department of Corrections, resignation not in good standing.

Michael McMenamin, Police Captain, Atlantic City, Department of Public Safety, good faith of layoff.

Virginia Riker, Cottage Training Technician, Hunterdon Developmental Center, Department of Human Services, removal.

Purvis Ricks, County Correction Officer, Burlington County Jail, suspension.

Jerrell Robinson, Custodial Worker, Newark School District, removal and resignation not in good standing.

Agnitta Samuel, Nurses Aide, Monmouth County, Department of Health Care Facilities, suspension.

Dawn Stambakis, Judiciary Clerk 4, Middlesex County Superior Court, Judiciary, removal and resignation not in good standing.

Kevin Tucker, Human Services Assistant, Ancora Psychiatric Hospital, Department of Human Services, resignation not in good standing.

Tommy Williams, Human Services Assistant, Trenton Psychiatric Hospital, Department of Human Services, suspension.

James Wright, Security Guard, Newark School District, removal.

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

Mary Adel, Probation Officer, Morris and Sussex Vicinage, Judiciary, release at the end of working test period.

Amissa Babb, Practical Nurse, Ancora Psychiatric Hospital, Department of Human Services, suspension.

Robert Baker, Police Officer, Township of Irvington, indefinite suspension and removal.

Ruth Benz, Clerk Typist, Cinnaminson Township, Department of License and Inspection, good faith layoff.

Richard Bremner, General Trades Supervisor, Jersey City School District, good faith layoff.

Damar Briggs, Police Officer, City of Newark, Police Department, suspension.

Cynthia Brown, Customer Service Representative 3, William Paterson University, return to previously held permanent title at the end of working test period.

Francine Brown, Deputy Municipal Court Administrator, Borough of Point Pleasant Beach, Municipal Court, removal.

Brenda Byrd, Administrative Clerk, Clementon Borough, two suspensions.

Cynthia Calahan, Human Services Specialist 2, Cape May County Board of Social Services, removal.

Juan Camacho, Senior Corrections Officer, East Jersey State Prison, Department of Corrections, removal.

Upendra Chhay, Human Services Specialist 1, Bergen County Board of Social Services, release at the end of working test period.

Amy Crouse, Cottage Training Technician, Hunterdon Developmental Center, Department of Human Services, removal.

Steven Cuoco, Senior Food Service Handler, Hunterdon Developmental Center, Department of Human Services, removal.

Arthur D'Alessio, Principal Engineer, Bridges, Bergen County, Department of Public Works, suspension.

Aqueelah Davidson, Juvenile Detention Officer, Essex County, Department of Citizen Services, indefinite suspension.

Joseph Doscher, III, Senior Correction Officer, Edna Mahan Correctional Facility, Department of Corrections, removal.

Jorga Elam, County Correction Officer, Burlington County Jail, removal and resignation not in good standing.

Alicia Emerson, County Correction Officer, Burlington County Jail, suspension.

Joseph Felice, Senior Correction Officer, South Woods State Prison, Department of Corrections, immediate suspension.

Catrina Gatling, County Correction Officer, Essex County Jail, removal.

Voltaire Gonzaga, County Correction Officer, Burlington County Jail, release at the end of working test period.

Bettye Griffin-Staples, Youth Worker, Vineland Residential Treatment Center, Department of Children and Families, suspension.

Jersey City Supervisors and Employees, City of Jersey City, 2009 Temporary Layoffs.

Brandon Kasperowicz, Laborer, Mount Holly Township, fine.

Joseph Klag, Laborer, North Bergen Township, Department of Public Works, removal.

William Layton, County Correction Officer, Burlington County, Burlington County Jail, two suspensions.

John Leone, Police Sergeant, Deptford Township Police Department, removal.

Nicole Leusner, Recreation Leader Sport, City of North Wildwood, Recreation Department, fine.

Steven Levitt, Family Service Worker, Essex County, Department of Citizen Services, bypass.

Monique Lugo, Human Services Assistant, Woodbine Developmental Center, Department of Human Services, removal.

Pixie Massiah-Aboyer, Practical Nurse, New Jersey Home for Disabled Soldiers, Menlo Park, Department of Military and Veterans Affairs, removal and resignation not in good standing.

Darryl Middleton, Printing Machine Operator 1, Essex County, Department of Administration and Finance, suspension.

Darryl Middleton, Printing Machine Operator 1, Essex County, Department of Administration and Finance, removal.

Fernando Miranda, County Park Ranger, Gloucester County, Department of Parks and Recreation, good faith of mandatory furlough.

Teeya Monroe, Public Safety Telecommunicator, City of Plainfield, Department of Public Affairs and Public Security, suspension.

Yessenia Montalvo, Police Officer, City of Newark, Newark Police Department, suspension and removal.

Raymond Moody, Family Service Worker, Essex County, Department of Citizen Services, release at the end of working test period.

Lilowtie Moore, Clerk Typist, City of Newark, Newark Housing Authority, good faith layoff.

Sonya Morgano, Principal Account Clerk Typing, City of Trenton, Department of Public Workers, good faith layoff.

Janeth Murillo, Police Officer, City of Newark, Newark Police Department, removal.

Sylvia Noseworthy, Senior Correction Officer, Southern State Correctional Facility, Department of Corrections, removal.

Dustin O'Hara, Sewer Repairer/Water Repairer, Freehold Township, Department of Public Utilities, removal.

City of Passaic 2010 Fire Department Layoffs, City of Passaic Fire Department, good faith layoffs.

Alton Payton, Senior Correction Officer, Central Reception and Assignment Facility, Department of Corrections, indefinite suspension.

Daniella Pierre, Psychiatric Aide, Camden County, Department of Human Services, removal.

Larry Pitt, Sr., Human Services Assistant, Ancora Psychiatric Hospital, Department of Human Services, indefinite suspension.

Marisa Racine, Building Maintenance Worker, Monmouth County, Department of Health Care Facilities, suspension and fine.

William Reynolds, Laborer, Township of Willingboro, removal and indefinite suspension.

Norma Roman, Teacher's Aide, Newark Public School District, good faith of layoff.

Queta Samuel, Senior Therapy Program Assistant, New Lisbon Developmental Center, Department of Human Services, suspension.

James Schultz, Fire Fighter, Town of Morristown, bypass.

Thomas Shiffler, Senior Maintenance Repairer, Electrician, City of Ocean City, Department of Public Works, suspension.

Denise Simpson, Police Officer, City of Newark, Police Department, removal.

Gregory Smalls, Laborer, City of Newark, Department of Neighborhood and Recreational Services, removal.

Gregory Suarez, Mail Clerk, Morris County, Department of Finance, removal.

Kimberly Averette Thapa, Case Monitor Juvenile Offender, Middlesex Vicenage, Judiciary, suspension.

Thomas Togno, Senior Correction Officer, Bayside State Prison, Department of Corrections, indefinite suspension pending criminal charges.

Suzanne Totino, School Aide, City of Vineland, School District, good faith layoff.

Monserrate Velazquez, Senior Correction Officer, Edna Mahan Correctional Facility, Department of Corrections, removal.

David Wallace, Fire Fighter, City of Newark, Newark Fire Department, suspension.

Michelle Whitehead, Human Services Assistant, Woodbine Developmental Center, Department of Human Services, removal.

Charles Williams, Building Maintenance Worker, City of Trenton, Trenton Library, removal.

Deborah Williams, Assistant Clerk/Cashier Typing, City of Millville, Department of Revenue and Finance, good faith layoff.

George Williams, Juvenile Detention Officer, Burlington County, Burlington County Juvenile Detention Center, suspension.

Richard Williams, Police Officer, City of Newark, Police Department, removal.

Michael Wolf, County Correction Officer, Salem County, Salem Correctional Facility, suspension.

Keith Zimmerman, Truck Driver, City of Newark, Department of Child and Family Well Being, resignation not in good standing.

SECTION A – HEARING MATTERS

A-1 In the Matter of Keith Alexander
Ancora Psychiatric Hospital
Department of Human Services
Suspension

In the Matter of Donald Archbold
Monmouth County
Central Motor Pool Department
Suspension

VOTE:	Robert M. Czech	(Abstained)
	Robert E. Brenner	(Yes)
	Richard E. Williams	(Yes)

In the Matter of Zoraida Baez
Vineland Developmental Center
Department of Human Services
Suspension

In the Matter of Michael Bell
Morris County
Sheriff's Department
Suspension

In the Matter of Kenneth M. Bergeron
City of Margate
Police Department
Suspension

In the Matter of Anthony Bramble
City of Gloucester
Fire and Ambulance Department
Suspension

In the Matter of Robert Clarke
Atlantic City
Department of Public Safety
Suspension

In the Matter of Elizabeth J. Dayback
Monmouth County
Police Radio Department
Suspension

VOTE:	Robert M. Czech	(Abstained)
	Robert E. Brenner	(Yes)
	Richard E. Williams	(Yes)

In the Matter of Gerard Deleonardo
Juvenile Justice Commission
Department of Law and Public Safety
Suspension

In the Matter of Angel Delgado
Mercer County
Department of Public Safety
Release at the end of the working test period

In the Matter of Vincent Felicano
City of Newark
Police Department
Suspension

In the Matter of Steven Fowler
Juvenile Justice Commission
Department of Law and Public Safety
Suspension

In the Matter of Darlene Hannah-Collins
Camden County
Municipal Utilities Authority
Suspension

In the Matter of Darlene Hannah-Collins (2)
Camden County
Municipal Utilities Authority
Suspension

In the Matter of Janet Hepburn
City of Bridgeton
Department of Development and Planning
Suspensions (2)

In the Matter of Brent Jones
Trenton Psychiatric Hospital
Department of Human Services
Suspension

In the Matter of Ryan Lopez
Ann Klein Forensic Psychiatric Hospital
Department of Human Services
Suspension

In the Matter of Lakshman Mahadeo
Hudson County
Department of Corrections
Suspensions (2)

In the Matter of Peter Mancuso
Passaic County
Department of Community Services
Suspension

In the Matter of Jason Organetti
Mountainview Youth Correctional Facility
Department of Corrections
Suspension

In the Matter of Brian Pease
Monmouth County
Department of Corrections and Youth Services
Suspension

VOTE: **Robert M. Czech** **(Abstained)**
 Robert E. Brenner **(Yes)**
 Richard E. Williams **(Yes)**

In the Matter of Francis Salensky
New Jersey State Parole Board
Suspension

In the Matter of Robert Slaughter (aka) Hakeem Mohammed
Ann Klein Forensic Psychiatric Hospital
Department of Human Services
Suspensions (2)

In the Lawrence Sweeney
Hamilton Township
Department of Public Safety
Suspension

In the Matter of Shawn Toffoli
City of Wildwood
Department of Public Safety
Suspension

In the Matter of Shawniqua Washington
Essex County
Department of Citizen Services
Suspension

In the Matter of Mary Westgate
Warren County
Department of Long Term Care Services
Suspensions (2)

In the Matter of Frank White
New Jersey State Prison
Department of Corrections
Suspension

In the Matter of Paul Zielinski
City of Wildwood
Department of Public Safety
Suspensions (3)

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

ACTION: The Civil Service Commission acknowledged all of the settlements except for the second matter regarding Darlene Hannah-Collins, which was held over.

A-2 SOMERS GIVENS

Somers Givens, Institutional Trade Instructor 1, Bayside State Prison, Department of Corrections, resignation not in good standing effective April 6, 2010, on the charge of job abandonment.

Recommendation of the Administrative Law Judge – Modify the resignation not in good standing to a six-month suspension.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-3 TAARIQ AZIZ

Taariq Aziz, Senior Correction Officer, Northern State Prison, Department of Corrections, removal effective February 4, 2010, on charges of conduct unbecoming a public employee, other sufficient cause and violation of a rule, regulation, policy, procedure, order or administrative decision.

Recommendation of the Administrative Law Judge – Modify the removal to an oral reprimand.

ACTION: The Civil Service Commission modified the recommendation of the Administrative Law Judge to a 60-working day suspension.

A-4 KELLY CARMICHAEL

Kelly Carmichael, Security Guard, Jersey City School District, removal effective April 12, 2010, on charges of chronic and excessive absenteeism.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-5 RASHEED CHAMBERS

Rasheed Chambers, County Correction Officer, Hudson County, Department of Corrections, removal effective July 9, 2010, on charges of conduct unbecoming a public employee, neglect of duty, incompetency, inefficiency or failure to perform duties and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission directed that this matter be held over.

A-6 DOMINIC GLIOTTONE

Dominic Gliottone, County Correction Officer, Mercer County, Department of Corrections, removal effective August 25, 2009, on charges of conduct unbecoming a public employee, other sufficient cause, and violation of a rule, regulation, policy, procedure, order or administrative decision.

Recommendation of the Administrative Law Judge – Deny the motion to enforce the settlement and uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-7 PATRICIA HAYES

Patricia Hayes, Licensed Practical Nurse, North Jersey Developmental Center, Department of Human Services, removal effective February 25, 2008, on charges of verbal abuse of a client, physical abuse of a client and inappropriate physical contact or mistreatment of a client.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-8 CHRISTOPHER HENDERSHOT

Christopher Hendershot, Senior Correction Officer, Edna Mahan Correctional Facility, Department of Corrections, removal effective July 12, 2010, on charges of conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-9 JERRY IMARHIA

Jerry Imarhia, Cottage Training Technician, North Jersey Developmental Center, Department of Human Services, removal effective February 27, 2009, on charges of physical abuse of a client, falsification, insubordination, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-10 KATRINA JOHNSON

Katrina Johnson, Human Services Assistant, Trenton Psychiatric Hospital, Department of Human Services, removal effective March 30, 2010, on charges of chronic or excessive absenteeism from work, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-11 CHRISTOPHER KOBI

Christopher Kobi, Senior Correction Officer, New Jersey State Prison, Department of Corrections removal effective June 8, 2010, on charges of conduct unbecoming a public employee, other sufficient cause, violation of administrative procedures, and/or regulations involving safety and security and violation of a rule, regulation, policy, procedure, order or administrative decision.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-12 MARTINA KOTUR

Martina Kotur, Probation Officer, Judiciary, Superior Court, Middlesex County Vicinage, removal effective September 14, 2009, on charges of conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-13 JEROME MCKIE

Jerome McKie, County Correction Officer, Salem County, Department of Corrections, removal effective April 22, 2010, on charges of incompetency, inefficiency, or failure to perform duties, insubordination, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-14 MICHAEL PICARIELLO

Michael Picariello, County Correction Sergeant, Hudson County, Department of Corrections, removal effective July 16, 2008, on charges of incompetency, inefficiency or failure to perform duties, insubordination, inability to perform duties, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-15 OLIVIA PHILLIPS-SAYWHAH

Olivia Phillips-Saywhah, Practical Nurse, Trenton Psychiatric Hospital, Department of Human Services, removal effective April 29, 2009, on charges of neglect of duty and violation of policy.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-16 MARQUISHA STOKES

Marquisha Stokes, Human Services Assistant, Ancora Psychiatric Hospital, Department of Human Services, removal effective August 3, 2009, on charges of insubordination, conduct unbecoming a public employee, other sufficient cause, physical abuse of a patient and verbal abuse of a patient.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-17 LASHAUNA SWINNEY

LaShauna Swinney, Police Officer, City of Jersey City, Police Department, removal effective July 19, 2010, on charges of insubordination, conduct unbecoming a public employee, and other sufficient cause.

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

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-18 MARTIN BROOKS AND EMILY REED

Martin Brooks, Senior Youth Worker, and Emily Reed, Youth Worker, Arthur Brisbane Child Treatment Center, removals effective June 20, 2003, on charges.

Recommendation of the Administrative Law Judge – Uphold the removals of Martin Brooks and Emily Reed.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge and dismissed the charge of falsification against Martin Brooks.

SECTION B – MISCELLANEOUS MATTERS**B-1 MAURICE ALLEN**

Maurice Allen, a Youth Worker at Vineland Children's Residential and Treatment Center, Department of Children and Families, represented by Victoria S. Kavanagh, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-2 GERALDINE ANSELMO

Geraldine Anselmo, a Judiciary Clerk 4 with the Judiciary, Vicinage 7, Mercer County appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-3 JUDITH ASHMEN

Judith Ashmen, a Judiciary Clerk 3 with the Judiciary, Vicinage 4, Camden County, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-4 DEIAN BAKER

Deian Baker, a Youth Worker with the Department of Children and Families, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-5 TERENCE BELLINGER

Terence Bellinger, a Senior Correction Officer with Bayside State Prison, Department of Corrections, represented by Daniel Geddes, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be referred to the Office of Administrative Law.

B-6 PAMELA BLOUNT

Pamela Blount, a Senior Correction Officer with East Jersey State Prison, Department of Corrections, represented by Daniel Geddes, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-7 CAROLYN BLUE

Carolyn Blue, a Senior Human Services Technician with Ancora Psychiatric Hospital, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-8 MARCUS BRAGG

Marcus Bragg, a Senior Repairer with the Motor Vehicle Commission, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-9 JOHN BURKE

John Burke, a Correction Sergeant with the Southern State Correctional Facility, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-10 JOSEPH CALDERONE

Joseph Calderone, a Truck Driver, Single Axle, with the Department of Transportation, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-11 REBECCA DALTON

Rebecca Dalton, a Realty Specialist 2, Transportation with the Department of Transportation, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-12 EMMA DAVIS

Emma Davis, a Senior Food Services Handler with the Trenton Psychiatric Hospital, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-13 RICHARD KALBACH

Richard Kalbach, a Senior Correction Officer with the Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-14 TAMIKA PETERSON

Tamika Peterson, an Assistant Family Service Worker 2 with the Department of Children and Families, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-15 JAMES RIVERA

James Rivera, a Repairer with the Veteran's Memorial Home, Menlo Park, Department of Military and Veteran's Affairs, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-16 LISA WASILEWSKI

Lisa Wasilewski, a Family Service Specialist 1 with the Department of Children and Families, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-17 JOSEPH BERHAN

Joseph Berhan, a former Family Service Specialist Trainee with the Department of Children and Families, requests reinstatement of the appeal of his release at the end of the working test period, which was dismissed based on his failure to appear at a scheduled settlement conference.

ACTION: The Civil Service Commission directed that this request be denied.

B-18 DAVID O'BRIEN

David O'Brien, a Public Safety Telecommunicator with Monmouth County, requests that the Civil Service Commission reinstate his appeal of his 30-day suspension effective February 20, 2010, which was dismissed based on his failure to appear at his settlement conference.

ACTION: The Civil Service Commission directed that this request be denied.

B-19 STANLEY RULAND

Stanley Ruland, a former Custodial Worker with the Parsippany-Troy Hills Public Library, requests that the Civil Service Commission reinstate his appeal of his resignation in good standing effective November 9, 2008, which was dismissed based on his failure to appear at his scheduled hearing.

ACTION: The Civil Service Commission directed that this request be denied.

B-20 RITA MCGUIRE

Rita McGuire appeals the determination of the Division of State and Local Operations that her position with Berkeley Township is properly classified as a Principal Payroll Clerk.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-21 JILL ASPINWALL, ET AL.

Jill Aspinwall, Kimberly Kerkuska, and Jo Dale Legg appeal the expiration of the eligible list for Principal Environmental Specialist (Coastal Resources) (PS0911G), Department of Environmental Protection.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-22 RONALD CARTON

Ronald Carton, a Maintenance Worker 1 with the Department of Transportation, appeals the decision of the Division of State Human Resource Management which upheld the bypass of his name from the November 28, 2008 certification of the eligible list for Highway Construction and Bridge Repairer 2 (PS2877T), Department of Transportation.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-23 CRYSTAL FELICIANO

Crystal Feliciano requests that her name be placed on the regular reemployment list for Auditor 1.

ACTION: The Civil Service Commission directed that this request be denied.

B-24 DWAYNE HARRIS

Dwayne Harris, a Police Officer with the City of East Orange, represented by James D. Addis, Esq., requests a hearing regarding his 30-day suspension, effective April 22, 2010.

ACTION: The Civil Service Commission directed that this request be denied.

B-25 LLOYD LEWIS

The Borough of Lawnside requests that the eligible list for Police Lieutenant (PM2605G), be revived in order to effectuate the permanent appointment of Lloyd Lewis, effective May 1, 2006.

ACTION: The Civil Service Commission directed that this request be granted.

B-26 POLICE SERGEANT (PM2650G), CAMDEN

Robert Chew, William Frampton, Christopher Frucci, Joseph Hoffman, Michael Hughes, Vincent McCalla, Gabriel Olmo, Pedro Perez, John Polcyn, Hector Ramirez, Ella Roberts, Vincent Robinson, Vincent Saunders, Randy Smith, and Edward Spillane, Police Officers with the City of Camden, represented by Mary Beth Clark, Esq., requests that the eligible list for Police Sergeant (PM2650G), Camden, be revived in order to effectuate their appointments. The appellants also request a stay of their return to their permanent titles, pending the outcome of their request.

ACTION: The Civil Service Commission directed that these requests be denied.

B-27 MICHELLE ROHENA

The Division of Selection Services, on behalf of Hudson County, petitions the Civil Services Commission to waive the Human Services Specialist 1 examination for Michelle Rohena, pursuant to *N.J.S.A.* 11A:7-13 and *N.J.A.C.* 4A:4-2.14(d).

ACTION: The Civil Service Commission directed that this request be granted.

B-28 NORMAN TAHAN

Norman Tahan appeals the determination of the Division of Selection Services that denied his admittance to the promotional examination for Fire Chief (PM0690M), Clifton.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-29 JORGE TORO

Passaic County requests that the eligible list for Social Service Aide, Bilingual in Spanish and English (C0941G) be revived in order to effectuate the permanent appointment of Jorge Toro.

ACTION: The Civil Service Commission directed that this request be granted.

B-30 CHEYANNE BOYD

Cheyenne Boyd, an Attorney Assistant with the Department of Law and Public Safety, appeals the determination of the Chief of Staff with the Office of the Attorney General, stating that there was sufficient evidence to support a finding that the appellant had subjected K.D., a Deputy Attorney General 2, to violations of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-31 ELIZABETH HAINES

Elizabeth Haines, an Attorney Assistant with the Department of Law and Public Safety, appeals the determination of the Chief of Staff with the Office of the Attorney General, stating that there was sufficient evidence to support a finding that the appellant had subjected K.D., a Deputy Attorney General 2, to violations of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-32 JACQUELINE KARLOVICH

Jacqueline Karlovich, a Legal Secretary 1 with the Office of the Attorney General, Department of Law and Public Safety, appeals the determination of the Chief of Staff with the Office of the Attorney General, stating that the appellant failed to present sufficient evidence to support a finding that she had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-33 IESHA MCKENZIE

Iesha McKenzie, a Human Services Technician at Greystone Park Psychiatric Hospital, Department of Human Services, appeals the determination of the Assistant Commissioner with DHS, stating that the appellant failed to present sufficient evidence to support a finding that she had been subjected to a further violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-34 NICOLE PAULUS-DELAROSA

Nicole Paulus-delaRosa, an Attorney Assistant with the Department of Law and Public Safety, appeals the determination of the Chief of Staff with the Office of the Attorney General, stating that there was sufficient evidence to support a finding that the appellant had subjected K.D., a Deputy Attorney General 2, to violations of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-35 WALIYY ANDERSON

Waliyy Anderson, represented by Michael Prigoff, Esq., petitions the Civil Service Commission for reconsideration of the decision rendered on June 23, 2010, which denied his appeal regarding his score on the oral portion and his seniority score on the promotional examination for Fire Captain (PM2567J), Jersey City.

ACTION: The Civil Service Commission directed that this request be denied.

B-36 MARY DICE

Mary Dice, a Correction Lieutenant with Southern State Correctional Facility, Department of Corrections, represented by Mario A. Iavicoli, Esq., requests reconsideration of the final administrative decision, *In the Matter of Alfred Miccio* (CSC, decided November 18, 2009) which found that Dice violated the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this request be denied.

B-37 PATRICIA GREEN

The Department of Corrections petitions the Civil Service Commission for reconsideration of the final administrative decision, rendered on December 2, 2009, in which the Commission granted Patricia Green sick leave injury (SLI) benefits for her authorized absences due to her April 7, 2008 injury.

ACTION: The Civil Service Commission directed that this request be denied.

B-38 LIBRARIAN CHILDREN'S (M0660K) AND (M0480L), BLOOMFIELD PUBLIC LIBRARY

Bloomfield Public Library, represented by Thomas O. Johnston, Esq., requests reconsideration of that part of the decision rendered on March 10, 2010 in *In the Matter of Library Children's (M0660K) and (M0480L), Bloomfield Public Library*, which assessed costs of the selection process in the amount of \$2,048.

ACTION: The Civil Service Commission directed that the request be denied and prior costs of \$2,048 be assessed.

B-39 STATE CLASSIFICATION PLAN, MOTOR VEHICLE COMMISSION

The Motor Vehicle Commission requests that the employees whose salaries were affected by the restructuring of the Field Monitor, Division of Motor Vehicles, title series, the restructuring of the Supervisor, MVC, title series and the consolidation of titles of the Safety Specialist, MVC, title series, all effective July 3, 2010, be considered as included in the Civil Service Commission's decision in *In the Matter of State Classification Plan, Motor Vehicle Commission* (CSC, decided January 19, 2011).

ACTION: The Civil Service Commission directed that this request be granted.

B-40 VENUS NAYLOR

Venus Naylor, a Senior Correction Officer with the Adult Diagnostic and Treatment Center, Department of Corrections, represented by Daniel Geddes, Esq., requests reconsideration of the final administrative decision, rendered on January 27, 2010, denying Naylor's request for sick leave injury (SLI) benefits.

ACTION: The Civil Service Commission directed that this request be granted.

B-41 ROBERT ANDREWS

Robert Andrews, a Police Lieutenant with Berkeley Township, represented by Andrew T. Walsh, Esq., requests counsel fees in accordance with the decision of the Civil Service Commission rendered on December 2, 2009.

ACTION: The Civil Service Commission awarded counsel fees in the amount of \$19,430.

B-42 JENNIFER MICHINSKI

Jennifer Michinski, a County Correction Officer with Burlington County, represented by Mark W. Catanzaro, Esq., seeks Civil Service Commission resolution of a dispute concerning the amount of back pay and benefits due to her as a result of the decision rendered on June 23, 2010 which reversed her 96-day suspension.

ACTION: The Civil Service Commission awarded \$13,847.30 in back pay and denied counsel fees.

B-43 SHAWN REED

The City of Bridgeton, represented by Theodore E. Baker, Solicitor, petitions the Civil Service Commission for a determination with regard to the amount of back pay, benefits and seniority awarded in *In the Matter of Shawn Reed* (CSC, decided July 30, 2008).

ACTION: The Civil Service Commission awarded no additional back pay.

B-44 COMMUNITY SERVICE WORKER (C0921K), HUDSON COUNTY

Hudson County requests permission not to make an appointment from the April 5, 2010 certification for Community Service Worker (C0921K).

ACTION: The Civil Service Commission denied this request, ordered that the certification be disposed of and assessed \$500 in compliance costs.

B-45 EMPLOYMENT SERVICES AIDE (C0040M), CUMBERLAND COUNTY

Cumberland County requests permission not to make an appointment from the August 11, 2010 certification for Employment Services Aide (C0040M).

ACTION: The Civil Service Commission granted this request and assessed \$1,024 in partial selection costs.

B-46 MEDICAL RECORDS CLERK TYPING (C0544L), BURLINGTON COUNTY

Burlington County requests permission not to make an appointment from the January 12, 2010 certification for Medical Records Clerk Typing (C0544L).

ACTION: The Civil Service Commission granted this request and assessed \$1,024 in partial selection costs.

B-47 VOCATIONAL ASSISTANT, COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED (S6897H) & (S0717K)

The Commission for the Blind and Visually Impaired requests permission not to make an appointment from the March 11, 2010 certification for Vocational Assistant, Commission for the Blind and Visually Impaired (S0717K) for Essex County and from the March 19, 2010 certification for Vocational Assistant, Commission for the Blind and Visually Impaired (S6897H) & (S0717K) for Camden County.

ACTION: The Civil Service Commission granted this request and assessed no selection costs.

B-48 HUMAN SERVICES ASSISTANT AND FOOD SERVICE WORKER (12 MONTHS), WOODBRIDGE DEVELOPMENTAL CENTER

The Department of Human Services petitions the Civil Service Commission for retroactive appointment dates for 25 Human Services Assistants and 2 Food Service Workers (12 Months) serving at the Woodbridge Developmental Center.

ACTION: The Civil Service Commission granted this request.

B-49 DEPUTY POLICE CHIEF (PM3621J) CAMDEN

The City of Camden requests that the eligible list for Deputy Police Chief (PM3621J) be extended for one year beyond its expiration date.

ACTION: The Civil Service Commission granted this request.

B-50 POLICE OFFICER (S9999K) DEPTFORD TOWNSHIP

The Division of State and Local Operations requests that Deptford Township be ordered to return the March 30, 2009 certification (OL090412) of the eligible list for Police Officer (S9999K) for proper disposition.

ACTION: The Civil Service Commission granted this request.

B-51 PROBATION OFFICER (S4444L) AND PROBATION OFFICER (BILINGUAL IN SPANISH AND ENGLISH) (S4445L), STATEWIDE

The Judiciary requests that the eligible lists for Probation Officer (S4444L) and Probation Officer (bilingual in Spanish and English) (S4445L) be extended for six months beyond their expiration dates.

ACTION: The Civil Service Commission granted this request.

B-52 ADMINISTRATIVE ANALYST 1 (PS5546K), DEPARTMENT OF HUMAN SERVICES

In *In the Matter of Administrative Analyst 1 (PS5546K), Department of Human Services* (CSC, decided June 10, 2009), the Civil Service Commission granted the appointing authority's request for an appointment waiver from the October 2, 2008 certification and ordered that no selection costs would be assessed at that time since there was a possibility that the list could be utilized prior to its expiration. However, the appointing authority did not utilize the subject eligible list and the matter of the assessment of costs is now before the Commission.

ACTION: The Civil Service Commission assessed selection costs in the amount of \$1,602.

B-53 EXECUTIVE ASSISTANT (M0582K), PLAINFIELD HOUSING AUTHORITY

In *In the Matter of Executive Assistant (M0582K), Plainfield Housing Authority* (CSC, decided July 21, 2010), the Civil Service Commission held in abeyance Plainfield Housing Authority's request for a waiver of the appointment requirement pending the determination of the Division of State and Local Operations (SLO) regarding the classification of Lewis Hurd's position. SLO determined that Hurd was to be considered serving in the unclassified title of Director of Redevelopment, Housing Authority, and the matter is now being presented to the Commission.

ACTION: The Civil Service Commission granted this request and assessed \$2,048 in selection costs.

B-54 TECHNICAL ASSISTANT 3 (M1403H) MOUNT HOLLY

In *In the Matter of Technical Assistant 3 (M1403H), Mount Holly* (CSC, decided December 17, 2008), the Civil Service Commission granted the appointing authority's request for an appointment waiver from the June 11, 2007 certification and ordered that no selection costs would be assessed at that time since there was a possibility that the list could be utilized prior to its expiration. However, the appointing authority did not utilize the subject eligible list and the matter of the assessment of costs is now before the Commission.

ACTION: The Civil Service Commission assessed \$2,048 in selection costs.

B-55 THERAPEUTIC TECHNICIAN (C0353L), OCEAN COUNTY BOARD OF SOCIAL SERVICES

The Ocean County Board of Social Services requests permission not to make an appointment from the March 11, 2010 certification for Therapeutic Technician (C0353L).

ACTION: The Civil Service Commission granted this request and assessed no selection costs.

B-56 LINDA BONGARDINO

The Bergen County Sheriff's Office appeals the decision of the Division of State and Local Operations which found that Linda Bongardino's position is properly classified as Principal Clerk Typist. It seeks a Secretarial Assistant job classification in this proceeding.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-57 JACK D. KRIEBEL

Jack D. Kriebel appeals the decision of the Division of State and Local Operations that the proper classification of his position with the Division of State Police, Department of Law and Public Safety, is Technical Support Specialist 2. The appellant seeks a Technical Support Specialist 1 classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-58 JOSEPH DESMOND

The appeal of Joseph Desmond, a Senior Correction Officer with the South Woods State Prison, Department of Corrections, of his 30-day suspension and removal, effective March 18, 2010, on charges, was heard by Administrative Law Judge Bruce M. Gorman, who rendered his initial decision on October 7, 2010. At its meeting on January 19, 2011, the Civil Service Commission adopted the ALJ's recommendation to acknowledge the settlement agreement between the parties. However, the Commission found it necessary to address the exceptions and cross-exceptions filed by the parties. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-59 KIM GOINES

The appeal of Kim Goines, a Juvenile Detention Officer with Middlesex County, Department of Adult Corrections, of her removal on charges, was heard by Administrative Law Judge Walter M. Braswell, who rendered his initial decision on October 22, 2010. At its meeting on January 19, 2011, the Civil Service Commission did not adopt the ALJ's recommendation to modify the removal to a six-month suspension. Rather, the Commission upheld the removal. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-60 DONNA JACKSON

The appeal of Donna Jackson, a County Correction Officer with Hudson County, of her removal, effective May 6, 2010, on charges, was heard by Administrative Law Judge Imre Karaszegi, Jr., who rendered his initial decision on September 1, 2010. At its meeting on January 19, 2011, the Civil Service Commission did not adopt the ALJ's recommendation to uphold the removal. Rather, the Commission remanded the matter to the Office of Administrative Law for further proceedings. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

B-61 JOSEPH OKAFOR

The appeal of Joseph Okafor, a Human Services Assistant at Ancora Psychiatric Hospital, Department of Human Services, of his removal, effective April 7, 2008, on charges, was heard by Chief Administrative Law Judge Laura Sanders, who rendered her initial decision on August 23, 2010. At its meeting on January 19, 2011, the Civil Service Commission did not adopt the ALJ's recommendation to modify the removal to a six-month suspension. Rather, the Commission upheld the removal. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-62 FRED ARCANGELI

Fred Arcangeli appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in experience for the promotional examination for Senior Repairer (PS7133E), Department of Military and Veteran's Affairs.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-63 SUSAN ANASTASIO-QUINONES

Susan Anastasio-Quinones appeals the determination of the Division of Selection Services which found that she did not meet the minimum experience requirements for the open-competitive examination for Fiscal Officer (C1165L), Cumberland County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-64 CATHY ARGESE

Cathy Argeese 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 Office Supervisor (PC0997L), Middlesex County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-65 MARISA A. BRUDER AND CHUNGWEI J. LO

Marisa A. Bruder and Chungwei J. Lo appeal the determinations of the Division of Selection Services which found that they did not meet the experience requirements for the promotional examination for Data Processing Systems Programmer 2 (PS5300U), Office of Information Technology.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-66 DENISE E. CONFORTI

Denise E. Conforti appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the open competitive examination for Quality Assurance Coordinator (C1235L), Passaic County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-67 DENNIS HANDEL

Dennis Handel appeals the determination of the Division of Selection Services which found that he did not meet the experience requirement for the open competitive examination for the dual title of Building Inspector/Code Enforcement Officer (M1300L), Kearny.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-68 TAWANA D. JOHNSON

Tawana D. Johnson appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the requirements for the promotional examination for Senior Technician, Management Information Systems (PM0449M), Newark.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-69 NICOLE MORTON

Nicole Morton 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 Secretarial Assistant 1, Non-Stenographic (PS4833I), Department of Corrections.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-70 NICOLE PAGANO

Nicole Pagano 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 Executive Secretarial Assistant (PS3827I), Department of Corrections.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-71 JOSEPH TRAVEA

Joseph Travea appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the promotional examination for Supervising Program Development Specialist (PS7008K), Department of Human Services.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-72 DAWN WRIGHT

Dawn Wright 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 Secretarial Assistant 1, Non-Stenographic (PS4833I), Department of Corrections.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-73 WALTER BERESFORD

Walter Beresford appeals his score on the examination for Deputy Fire Chief (PM3644L), Belleville.

ACTION: The Civil Service Commission directed that this appeal be denied.

VOTE: **Robert M. Czech** **(Abstained)**
 Robert E. Brenner **(Yes)**
 Richard E. Williams **(Yes)**

B-74 FRED CASSEL

Fred Cassel appeals his score on the examination for Deputy Fire Chief (PM3605K), Linden.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-75 MICHAEL CRANWELL

Michael Cranwell appeals his score on the examination for Fire Officer 3, (PM3648L), North Hudson Regional Fire and Rescue Service.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-76 JAMES CULBERTSON

James Culbertson appeals his score on the examination for Deputy Fire Chief (PM3649L), Ventnor City.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-77 DANIEL GIACUMBO

Daniel Giacumbo appeals his score on the examination for Fire Officer 3 (PM3648L), North Hudson Regional Fire and Rescue Service.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-78 JOHN HALPIN, JR.

John Halpin, Jr., appeals his score on the examination for Fire Officer 3 (PM3648L), North Hudson Regional Fire and Rescue Service.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-79 RODNEY JOHNSON

Rodney Johnson appeals his score on the examination for Deputy Fire Chief (PM3626L), East Orange.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-80 MICHAEL KARLOK

Michael Karlok appeals his score on the examination for Deputy Fire Chief (PM3646L), Kearny.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-81 DAVID KEALY

David Kealy appeals his score on the examination for Deputy Fire Chief (PM3646L), Kearny.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-82 NICHOLAS MORLEY

Nicholas Morley appeals his score on the examination for Deputy Fire Chief (PM3645L), Irvington.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-83 KEITH MORRISSEY

Keith Morrissey, represented by Catherine M. Elston, Esq., appeals his rank and score for the promotional examination for Police Sergeant (PM2595K), Hackensack.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-84 STEVEN POST AND PAUL DEMARCO

Steven Post (PC2789L), Morris County; and Paul DeMarco (PC2792L), Ocean County; appeal the promotional examination for Sheriff's Officer Lieutenant (various jurisdictions).

ACTION: The Civil Service Commission directed that these appeals be denied.

B-85 MICHAEL ROSA

Michael Rosa appeals his score on the examination for Deputy Fire Chief (PM3645L), Irvington.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-86 THOMAS SBARRA

Thomas Sbarra appeals his score on the examination for Deputy Fire Chief (PM3644L), Belleville.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-87 DAVID SCHENK

David Schenk appeals the promotional examination for Sheriff's Officer Captain (PC3638L), Ocean County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-88 WILLIAM SMALL

William Small appeals his score for the essay portion of the promotional examination for District Parole Supervisor (PS2582I), State Parole Board.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-89 ROBERT DAY, ET AL.

Robert Day, Jason Dembowski, Ronald Edwards, Thomas Mahoney, Thomas Monteleone, Tish Nalls, Luis Oyola, Michael Rivera, and Stevette Scott, represented by David J. DeFillippo, Esq., appeal the determinations of the Division of State and Local Operations that certain disputed duties with the Hudson County Department of Corrections did not constitute out-of-title work.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-90 EDWARD FONTE

Edward Fonte appeals the test administration for the examination for Fire Fighter (M9999M).

ACTION: The Civil Service Commission directed that this appeal be denied.

B-91 VICTOR PERALTA

Victor Peralta appeals the test administration of the promotional examination for County Correction Sergeant (PC2783L), Hudson County.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-92 PROPOSED AMENDMENTS: N.J.A.C. 4A:2-1.1 AND 4A:4-2.17; PROPOSED NEW RULE 4A:2-1.8, APPEAL AND EXAMINATION FEES

Submitted for the Commission's approval is a Notice of Proposal of amendments to N.J.A.C. 4A:2-1.1, Filing of appeals, and 4A:4-2.17, Application processing fees; and new rule N.J.A.C. 4A:2-1.8, Appeal processing fees. P.L.2010, c. 26, amended Title 11A of the New Jersey Statutes to establish a new processing fee of \$20 for appeals submitted to the Civil Service Commission, and to increase the examination processing fee from \$15 to \$25 for tests not involving law enforcement or firefighter positions, although veterans would be exempt from the fee increase. Individuals receiving public assistance would continue to be exempt from the examination processing fee for open competitive testing, and such individuals would also be exempt from the new appeal processing fee, as would veterans. Therefore, amendments and a new rule are needed to implement the law. It is recommended that this proposal be approved for publication in the New Jersey Register for public notice and comment.

ACTION: The Civil Service Commission approved the proposal for publication.

B-93 ADOPTED AMENDMENT: N.J.A.C. 4A:6-1.2, VACATION LEAVE (PAID LEAVE BANK FOR STATE COLLEGES)

Submitted for the Commission's approval is a Notice of Adoption of a proposal to amend N.J.A.C. 4A:6-1.2, Vacation leave. The amendment would codify the Paid Leave Bank provisions of the Memoranda of Agreement between the State and those collective negotiations units representing employees of the State colleges and universities. No comments were received during the public comment period. Therefore, it is recommended that this proposal be adopted without change.

ACTION: The Civil Service Commission adopted the amendment.

B-94 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of January 19, 2011.

ACTION: The Civil Service Commission adopted the minutes of its meeting of January 19, 2011.

B-95 ERNEST COURSEY, JR.

Ernest Coursey, Jr., a former Program Coordinator, Demolition, with Atlantic City, represented by George L. Farmer, Esq., petitions the Civil Service

Commission to determine whether the Commission has jurisdiction to review issues transferred to it by the Superior Court.

ACTION: The Civil Service Commission granted the request in part.

B-96 LAURIE VAN GENDEREN

Burlington County petitions the Civil Service Commission for a determination of Laurie Van Genderen's entitlement to permanent status. This matter was held over at the January 19, 2011 Civil Service Commission meeting for further review.

ACTION: The Civil Service Commission granted the request in part.

B-97 JUSTIN SCHLUSSELFELD

The Borough of Milltown, on behalf of Justin Schlusselfeld, requests that he be permitted to participate in the intergovernmental transfer program and to complete the remainder of his working test period as a Police Officer with Milltown.

ACTION: The Civil Service Commission granted the request.

B-98 SHERIFF'S OFFICER (S9999K), PASSAIC COUNTY SHERIFF'S OFFICE

The Division of State and Local Operations requests that the Passaic County Sheriff's Office be ordered to return the December 7, 2009 certification of the eligible list for Sheriff's Officer (S9999K) for proper disposition.

ACTION: The Civil Service Commission granted the request.

B-99 ANGELO ANDRIANI

The appeal of Angelo Andriani, a Police Lieutenant with Hoboken, of his removal, on charges, was heard by Administrative Law Judge Margaret M.

Monaco, who rendered her initial decision on October 1, 2010. At its meeting on January 19, 2011, the Civil Service Commission, did not adopt the ALJ's recommendation to modify the removal to a 90-day suspension. Rather, the Commission modified the removal to a six-month suspension. The proposed decision is now submitted the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

B-100 CRAIG DURDEN

The appeal of Craig Durden, a Senior Correction Officer with Garden State Youth Correctional Facility, Department of Corrections, of his 30 working day suspension, on charges, was heard by Administrative Law Judge Robert Bingham, II, who rendered his initial decision on October 18, 2010. At its meeting on January 19, 2011, the Civil Service Commission, did not adopt the ALJ's recommendation to modify the 30 working day suspension to a 10 working day suspension. Rather, the Commission modified the 30-working day suspension to a 20-working day suspension. The proposed final decision is now submitted the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

There being no further business before the Civil Service Commission, the meeting was adjourned to convene on Wednesday, February 16, 2011, at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

Robert M. Czech
Chairperson
Civil Service Commission