



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Chris Christie
Governor
Kim Guadagno
Lt. Governor

Robert M. Czech
Chair/Chief Executive Officer

**AGENDA OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
FEBRUARY 12, 2014**

Robert M. Czech, Chairperson
Robert E. Brenner
Thomas J. Perna
Richard E. Williams

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:

Bryan A. Del Vecchio, Deputy County Superintendent, Morris County, Department of Weights and Measures, Morris County, removal.

Evrodie Pierre-Louis, Human Service Assistant, NJ Veterans Memorial Home at Paramus, Department of Military and Veterans Affairs, removal.

ACTION:

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

Anwar L. Bilgrami, Entomologist Mosquito Extermination, Cape May County, Department of Mosquito Control, removal.

Kelly Francesco, Practical Nurse, Atlantic County, Department of Human Services, suspension.

Andrea Mazzarella, Clerk Typist, Monmouth County, Department of Transportation, removal.

Robert McGuire, Police Sergeant, City of Trenton, Police Department, removal.

Steven Pascal, Police Officer, City of Cape May, Police Department, removal.

John J. Straughn, Social Drug Alcoholism Control, Atlantic City, Department of Human Service, layoff.

ACTION:

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of William Lanoza
New Jersey State Prison
Department of Corrections
Removal

In the Matter of Camiel Swan
New Jersey Memorial Home at Paramus
Department of Military and Veterans Affairs
Removal

In the Matter of Joseph Tuohy
Monmouth County
Sheriff's Department
Removal

In the Matter of Derrick Parreott
City of Asbury Park
Police Department
Removal

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

ACTION:

A-2 MILTON BYRUM

Milton Byrum, Plumber/Steamfitter, Southern State Correctional Facility, Department of Corrections, 15 working day suspension, on charges of insubordination, conduct unbecoming a public employee, other sufficient cause, leaving assigned work area without permission, insubordination, disrespect or use of insulting or abusive language to a supervisor, violation of rule, regulation, policy, procedure, order or administrative decision.

Recommendation of the Administrative Law Judge – Reverse the 15 working day suspension.

ACTION:

A-3 FELICE MESSINA AND ANTHONY SANTORA

Felice Messina and Anthony Santora, Building Maintenance Workers, Jersey City Public Library, 10 working day suspensions, on charges of neglect of duty.

Recommendation of the Administrative Law Judge – Reverse the 10 working day suspension.

ACTION:

A-4 VAUGHN FILACI

Vaughn Filaci, Supervisor of Sewers, Township of Bloomfield, Department of Public Works, removal effective October 17, 2012, 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:

A-5 BRIAN HUNTLEY

Brian Huntley, Heavy Equipment Operator, City of Asbury Park, Department of Public Maintenance, removal effective August 10, 2012, on charges of conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the removal to a six month suspension.

ACTION:

A-6 JEFFREY LUTZ

Jeffrey Lutz, Cottage Training Technician, Hunterdon Developmental Center, Department of Human Services, removal effective September 20, 2012, on charges of physical or mental abuse of a client, inappropriate physical contact or mistreatment of a client, improper conduct which violates common decency, failure to perform duties, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal

ACTION:

A-7 JEAN A. MERONI

Jean A. Meroni, Program Coordinator, Sr. Citizens Transportation, Monmouth County, Department of Transportation, removal effective August 16, 2011 on charges of incompetency, inefficiency or failure 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:

A-8 WILLIAM ROBERTS

William Roberts, Police Officer, City of Camden, Police Department, removal effective March 13, 2013, on charges of conduct unbecoming a public employee, other sufficient cause and violation of the City of Camden's rules and regulations.

Recommendation of the Administrative Law Judge – Modify the removal to a six month suspension.

ACTION:

A-9 CURTIS ROBINSON (REMAND)

Curtis Robinson, Senior Medical Security Officer, Ann Klein Forensic Psychiatric Hospital, Department of Human Services, removal effective January 12, 2011, on charges of conduct unbecoming a public employee, physical or verbal abuse of a patient, client, resident or employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION:

A-10 SCOTT SELIGA

Scott Seliga, Police Captain, City of Pleasantville, removal effective June 7, 2013, on charges of incompetency, inefficiency or failure to perform duties, insubordination, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION:

A-11 MICHAEL WILLIAMS

Michael Williams, County Correction Officer, Middlesex County Adult Correction Center, removal effective May 21, 2013, on charges of unauthorized use of force, neglect of duty and conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION:

A-12 SETTLEMENTS

In the Matter of Michael Antonucci
New Jersey State Prison
Department of Corrections
Suspension

In the Matter of Calvin Cheatum
Borough of Keyport
Department of Public Works
Removal

In the Matter of Michael Esposito
Montclair State University
Department of Higher Education
Removal

In the Matter of Dominique Ford
Newark Public School District
Removal

In the Matter of Ryan Gilhooley
Mountainview Correctional Facility
Department of Corrections
Removal

In the Matter of Mattie Hollins
Adult Diagnostic and Treatment Center
Department of Corrections
Removal

In the Matter of Dennis McReynolds
City of Atlantic City
Department of Public Works
Suspension

In the Matter of Christopher Smith
Parsippany-Troy Hills Township
Department of Public Works

In the Matter of Thomas Spigelmyer
City of Vineland School District
Release at the end of working test period

In the Matter of Lloyd Terry
New Jersey State Prison
Department of Corrections
Suspension

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

ACTION:

A-13 ERIC EADS

Eric Eads, Senior Youth Worker, Juvenile Justice Commission, removal effective April 25, 2011, on charges of conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Grant the motion for summary decision.

ACTION:

A-14 ELVIS LOPEZ

Elvis Lopez, Communication Clerk, City of Newark, Police Department, removal effective March 18, 2012, on charges of violation of Newark Police Department rules and regulations, conduct in public and private and conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION:

A-15 BARBARITA MELENDEZ

Barbarita Melendez, Judiciary Clerk 2, Hudson Vicinage, Judiciary, release at the end of the working test period effective March 5, 2013.

Recommendation of the Administrative Law Judge – Uphold the release at the end of the working test period.

ACTION:

A-16 ANN PEARL

Ann Pearl, Senior Clerk Typist, Hudson County Sheriff's Department, 60 working day suspension on charges of insubordination, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 60 working day suspension.

ACTION:

SECTION B – MISCELLANEOUS MATTERS

B-1 RAYMOND DECARLO

Raymond DeCarlo, represented by Alex Klein, Esq., appeals his rejection as a Fire Fighter candidate by West Orange and its request to remove his name from the eligible list for Fire Fighter (M2578M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-2 ANTHONY LYONS, JR.

Anthony Lyons, Jr., appeals his rejection as a Fire Fighter candidate by West Orange and its request to remove his name from the eligible list for Fire Fighter (M2578M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-3 PASQUALE MANGIERI

Pasquale Mangieri, represented by Alex Klein, Esq., appeals his rejection as a Fire Fighter candidate by West Orange and its request to remove his name from the eligible list for Fire Fighter (M2578M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-4 ANTHONY SANKOWSKI

Anthony Sankowski 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 (S9987M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-5 IVETTE GONZALEZ

Ivette Gonzalez, Community Aide Schools, with the Newark School District, represented by Colin Lynch, Esq., appeals the determination of her layoff rights by the Division of Classification and Personnel Management.

ACTION:

B-6 PATRICIA ACKLEY

Patricia Ackley, a Senior Probation Officer with the Judiciary, Vicinage 1, Atlantic-Cape May County, requests counsel fees with regard to a 10 working day suspension.

ACTION:

B-7 WILFREDO CASTILLO, ET AL.

Wilfredo Castillo, Carl Cox, Miguel Feliciano-Colon, and Jose Rivera, represented by Timothy C. King, Esq., request relief from the City of Newark's requirement that Laborer 1s possess driver licenses.

ACTION:

B-8 DUANE MICKENS

Duane Mickens, a Supervisor, Sanitation with Newark, represented by Justin March Smith, Esq., seeks enforcement of the Civil Service Commission decision rendered on April 3, 2013, granting him mitigated back pay, benefits, seniority and counsel fees.

ACTION:

B-9 MICHAEL O’GARA

Michael O’Gara, a Fire Fighter with the City of Asbury Park, represented by Matthew T. Clark, Esq., seeks enforcement of the Civil Service Commission decision rendered on May 15, 2013, granting the appellant counsel fees.

ACTION:

B-10 SYLVIA GARCIA

Sylvia Garcia, a Community Aide Schools/Teacher Aide with the Newark School District, represented by Colin M. Lynch, Esq., requests relief from the Civil Service Commission regarding her special reemployment rights.

ACTION:

B-11 MARIANO MORALES AND WILSON VELEZ

Mariano Morales and Wilson Velez, represented by William P. Hannan, Esq., request relief from the Civil Service Commission regarding their special reemployment rights.

ACTION:

B-12 TIMOTHY BERRY

Timothy Berry, represented by Frank M. Crivelli, Esq., requests a retroactive date of appointment to the title of Correction Lieutenant.

ACTION:

B-13 GEORGE KALINOWSKI AND SCOTT MOON

George Kalinowski and Scott Moon appeal the bypass of their names on the County Correction Lieutenant (PC2655K), Mercer County, eligible list.

ACTION:

B-14 VAL ARTHUR-CHARLES

Val Arthur-Charles appeals the determination of the Division of Selection Services denying her request for a make-up examination for Supervising Family Service Specialist 2 (PS6696K), Department of Children and Families.

ACTION:

B-15 JENNIFER DONNELLY

Jennifer Donnelly appeals the decision of the Division of Selection Services which denied her request for a make-up examination for Supervising Family Service Specialist 2 (PS6696K).

ACTION:

B-16 MIGUEL NUNEZ

Miguel Nunez appeals the denial of his request for a make-up examination for Police Lieutenant (PM5035P), Newark.

ACTION:

B-17 LEO COLOMBO

Leo Colombo appeals the decision of the Division of Classification and Personnel Management, which found that the appointing authority had presented a sufficient basis to remove his name from the eligible list for Sheriff's Officer (S9999M), Morris County on the basis of having an unsatisfactory background report.

ACTION:

B-18 ERIC DEBOSKEY

Eric DeBoskey, represented by David D. Gies, Esq., appeals the removal of his name from the special reemployment list for Police Officer, Ewing Township, on the basis of an unsatisfactory employment history.

ACTION:

B-19 JOHN DELANEY, III

John Delaney, III, represented by Gerald D. Miller, Esq., appeals the decision of the Division of Classification and Personnel Management upholding the removal of his name from the eligible list for Police Officer (S9999M), City of Bayonne, on the basis of falsification of his application.

ACTION:

B-20 ALI DISMUKE

Ali Dismuke appeals the decision of the Division of Classification and Personnel Management (CPM), which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Fire Fighter (M2377H), Newark, eligible list on the basis that he was outside the residency scope. Additionally, the appellant appeals the decision of CPM, which upheld the removal of his name from the Fire Fighter (M2554M), Newark eligible list due to an unsatisfactory criminal record.

ACTION:

B-21 OSHIEL HAND

Oshiel Hand appeals the decision of the Division of Classification and Personnel Management which upheld the removal of her name from the Boiler Operator (PM1084L), Jersey City School District, eligible list due to her failure to appear for an interview.

ACTION:

B-22 EMILE JOHNSON

Emile Johnson appeals the decision of the Division of Classification and Personnel Management, which found that the Department of Corrections had presented a sufficient basis to remove the appellant's name from the Correction Officer Recruit (S9987M), DOC, eligible list due to his failure to appear for pre-employment processing.

ACTION:

B-23 CONSUELO PACHERRES (HENAO)

Consuelo Pacherres (Henaο) appeals the decision of the Division of Classification and Personnel Management which upheld the removal of her name from the Correction Officer Recruit (S9987M), Department of Corrections, eligible list due to an unsatisfactory criminal record.

ACTION:

B-24 AMARIEL PEREZ

Amariel Perez appeals the decision of the Division of Classification and Personnel Management, which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Police Officer (S9999M), Jersey City eligible list on the basis of his failure to respond to the Notice of Certification (Notice).

ACTION:

B-25 FATIYAH POSEY

Fatayah Posey appeals the decision of the Division of Classification and Personnel Management, which found that the appointing authority had presented a sufficient basis to remove her name from the eligible list for County Correction Officer (C9979M), County of Essex, on the basis that she falsified her employment application.

ACTION:

B-26 GREGORY SHULTZ, JR.

Gregory Shultz, Jr., appeals the removal of his name from the Police Officer (S9999M), Township of Hazlet, eligible list due to his failure to complete pre-employment processing.

ACTION:

B-27 JAMES TAYLOR

James Taylor appeals the removal of his name from the eligible list for Correction Officer Recruit (S9987M), Department of Corrections, on the basis of having an unsatisfactory criminal record.

ACTION:

B-28 JAIME TORRES

Jaime Torres appeals the decision of the Division of Classification and Personnel Management, which found that the appointing authority had presented a sufficient basis to remove his name from the Police Officer (S9999M), Atlantic City eligible list due to an unsatisfactory employment record.

ACTION:

B-29 FELIX CARINO

Felix Carino, a Pump Room Attendant with Hudson County, Department of Roads and Public Property, requests that the Civil Service Commission reinstate his appeal of his 90-day suspension effective March 16, 2013, which was dismissed based on his failure to appear at his scheduled hearing.

ACTION:

B-30 ELAINE GARCIA

Elaine Garcia, a Senior Counselor Adolescent Unit with Atlantic County, requests that the Civil Service Commission reinstate her appeal of her 20 day suspension, which was dismissed based on her failure to appear at her scheduled settlement conference.

ACTION:

B-31 BERNACINE BARNES

Bernacine Barnes appeals the decision of the Division of Classification and Personnel Management that the proper classification of her position with Monmouth County is Senior Receptionist. The appellant seeks a Clerk 3 job classification.

ACTION:

B-32 NORMAN GREIG

Norman Greig appeals the decision of the Division of Classification and Personnel Management, which found that his position with the Department of the Treasury is properly classified as Senior Technician Management Information Systems. The appellant seeks a Principal Technician Management Information Systems job classification.

ACTION:

B-33 SHEREE JOHNSON

Sheree Johnson appeals the decision of the Division of Classification and Personnel Management, which found that her position with the Department of the Treasury is properly classified as Supervisor Information Recording and Control, Treasury. The appellant seeks an Assistant Chief, Data Processing Operations job classification.

ACTION:

B-34 ROSEMARY POWALIE

Rosemary Powalie appeals the determination of the Division of Classification and Personnel Management that her position with Stockton State College is properly classified as a Senior Library Assistant. The appellant seeks a Principal Library Assistant job classification.

ACTION:

B-35 WALTER SCHWEDES

Walter Schwedes appeals the decision of the Division of Classification and Personnel Management that the proper classification of his position with the Department of Treasury is Supervising Pensions Benefits Specialist. The appellant seeks an Assistant Chief, Division of Pensions job classification.

ACTION:

B-36 KATHERINE SINCLAIR

Katherine Sinclair appeals the decision of the Division of Classification and Personnel Management, which found that her position with the Department of the Treasury is properly classified as Principal Technician Management Information Systems. The appellant seeks an Administrative Analyst 2 job classification.

ACTION:

B-37 DEBORAH TARCZA

Deborah Tarcza appeals the decision of the Division of Classification and Personnel Management that the proper classification of her position with the Department of Environmental Protection is Laboratory Technician. The appellant seeks a Senior Laboratory Technician job classification.

ACTION:

B-38 STEVE CHEETHAM

Steve Cheetham appeals the decision of the Division of Selection Services that he was not permanent in a title to which the examination was open as of the closing date for the promotional examination for Project Manager Data Processing (PS2588U), Office of Information Technology.

ACTION:

B-39 C. R.

C. R., an Executive Assistant 3 with the Department of Law and Public Safety, appeals the decision of the Director of the Office of Equal Employment Opportunity, which found that the appellant did not 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:

B-40 M. Z.

M. Z., a former Customer Representative 2, Public Utilities, Board of Public Utilities, appeals the determination of the Office of Equal Employment Opportunity and Affirmative Action, stating that it did not have jurisdiction over the appellant's complaint since the complaint did not implicate the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-41 ADMINISTRATIVE ANALYST (M2311N), CITY OF LONG BRANCH

The matter of whether the City of Long Branch should be granted permission not to make an appointment from the April 20, 2012 certification for Administrative Analyst (M2311N) has been referred to the Civil Service Commission for review.

ACTION:

B-42 COMMUNITY AIDE SCHOOLS, COMMUNITY AIDE SCHOOLS/TEACHER AIDE, AND TEACHER AIDES, NEWARK SCHOOL DISTRICT (SPECIAL REEMPLOYMENT LISTS)

Former Newark School District employees in the titles Community Aide Schools, Community Aide Schools/Teacher Aide, and Teacher Aides, represented by Colin M. Lynch, Esq., Newark Teacher's Union, Local 481 (NTU), petition the Civil Service Commission to order the Newark School District (NSD) to utilize the special reemployment lists for their respective titles.

ACTION:

B-43 SERGEANT CAMPUS POLICE (PS1834J)

The College of New Jersey, on behalf of Claude M. Mastrosimone, petitions the Civil Service Commission for revival of the Sergeant Campus Police (PS1834J), College of New Jersey, eligible list, in order to effectuate his permanent appointment to the subject title.

ACTION:

B-44 SUPERVISOR SENIOR CITIZEN OUTREACH AND REFERRAL PROGRAM (M2182N), LONG BRANCH

The matter of whether the City of Long Branch should be granted permission not to make an appointment from the May 15, 2012 certification for Supervisor Senior Citizen Outreach and Referral Program (M2182N), has been referred to the Civil Service Commission for review.

ACTION:

B-45 JAIME COLON

The appeal of Jaime Colon, a Police Lieutenant with the City of Elizabeth, Police Department, of his 21 working day suspension, on charges, was heard by Administrative Law Judge Jesse H. Strauss (ALJ), who rendered his initial decision on November 12, 2013. At its meeting on December 18, 2013, the Civil Service Commission did not adopt the ALJ's recommendation to modify the penalty to a five working day suspension. Rather, the Commission modified the penalty to a 10 working day suspension. The proposed final decision is now submitted for the Commission's review.

ACTION:

B-46 NIKIA RIVERA

The appeal of Nikia Rivera, a County Correction Officer with Cumberland County, of her removal, effective January 24, 2012, on charges, was heard by Administrative Law Judge W. Todd Miller (ALJ), who rendered his initial decision on November 4, 2013. At its meeting on December 18, 2013, the Civil Service Commission acknowledged a clarified settlement agreement between the parties, but it did not adopt the ALJ's recommendation to grant back pay. The proposed final decision is now submitted for the Commission's review.

ACTION:

B-47 CLARICE KATTY

Trenton Psychiatric Hospital, Department of Human Services, represented by Nicole P. Colon, Deputy Attorney General, petitions the Civil Service Commission for reconsideration and a stay of the final decision rendered on June 26, 2013, which modified the removal of Clarice Katty to a 180 calendar day suspension.

ACTION:

B-48 ANGEL LLERENA

Angel Llerena requests reconsideration of the Civil Service Commission decision rendered on April 3, 2013, which denied his grievance and his classification appeal, finding that his position is properly classified as an Employment and Training Specialist 2 with the Department of Labor and Workforce Development.

ACTION:

B-49 JOHN VENABLES, JR.

John Venables, Jr., a former Police Lieutenant with the City of Camden, represented by Thomas A. Cushane, Esq., petitions the Civil Service Commission for reconsideration of its final decision, rendered on June 5, 2013, which upheld his six-month suspension on charges.

ACTION:

B-50 EILEEN E. ALESCZYK

Eileen E. Alesczyk appeals the determination of the Division of Selection Services which found that she did not meet the requirements for the promotional examination for Personnel Aide (PC1276R), Burlington County.

ACTION:

B-51 MARIA ANGELUCCI

Maria Angelucci appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the promotional examination for Senior Technician, Management Information Systems (PS2374F), Department of Education.

ACTION:

B-52 JOANN BAXTER AND DAWN L. O'NEIL

Joann Baxter and Dawn L. O'Neil appeal the determinations of the Division of Selection Services which found that, per the substitution clause for education, they did not meet the requirements for the promotional examination for Nursing Consultant (PS2507K), Department of Human Services.

ACTION:

B-53 LAVERNE BOOKER

Laverne Booker appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the promotional examination for Administrative Assistant 3 (PS8144R), Board of Public Utilities.

ACTION:

B-54 AUDRA CARTER

Audra Carter appeals her score on the examination for Battalion Fire Chief (PM0142P), Hoboken.

ACTION:

B-55 JOHN CHURCH

John Church appeals his score on the examination for Battalion Fire Chief (PM0137P), Camden.

ACTION:

B-56 GERALD CIAVATTA

Gerald Ciavatta appeals his score on the examination for Deputy Fire Chief (PM1320P), Orange.

ACTION:

B-57 ALEXANDER DEANGELIS

Alexander DeAngelis appeals the determination of the Division of Selection Services that he did not meet the experience requirement for the promotional examination for Assistant Municipal Treasurer (PM1082P), Ewing.

ACTION:

B-58 JOSE DIAZ

Jose Diaz, represented by Randi Doner April, Esq., appeals the determination of the Division of Selection Services that he did not meet the experience requirement for the promotional examination for Keyboarding Clerk 4 (PM1400R), Jersey City School District.

ACTION:

B-59 DWAYNE DIXON

Dwayne Dixon appeals his score on the examination for Battalion Fire Chief (PM0137P), Camden.

ACTION:

B-60 DAVID FELDHAN

David Feldhan appeals the written portion of the examination for Police Captain (PM1545R), Kearny.

ACTION:

B-61 LORI GHAVAMI

Lori Ghavami appeals the determination of the Division of Selection Services which found that she was below the minimum requirements in education and experience for the open competitive examination for Principal Accountant (C0640P), Bergen County.

ACTION:

B-62 MELISSA HESLER

Melissa Hesler appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the promotional examination for Assistant Municipal Clerk (PM1079P), Middletown Township.

ACTION:

B-63 BRIAN IRVING

Brian Irving appeals his score on the examination for Battalion Fire Chief (PM0137P), Camden.

ACTION:

B-64 JOSEPH JULIANO

Joseph Juliano appeals his score on the examination for Deputy Fire Chief (PM1320P), Orange, as well as his seniority, scoring factors and test administration.

ACTION:

B-65 COLLEEN KELLER

Colleen Keller 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 Manager 4, Environmental Protection, Technical/Scientific/Engineering (PS2873G), Department of Environmental Protection.

ACTION:

B-66 LAWRENCE KOLESA

Lawrence Kolesa appeals his score on the examination for Deputy Fire Chief (PM1323P), Linden.

ACTION:

B-67 TRICIA KOPRESKI

Tricia Kopreski appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Supervisor 1 MVC (PS2112T), Motor Vehicle Commission.

ACTION:

B-68 JENNIFER KRUSHINSKI

Jennifer Krushinski appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she was below the minimum requirements in experience for a prospective promotional examination for Supervisor of Senior Citizen Activities, Borough of Sayreville.

ACTION:

B-69 JOSEPH MASTANDREA

Joseph Mastandrea appeals his score on the examination for Deputy Fire Chief (PM1326P), Kearny.

ACTION:

B-70 JOSEPH MORESCO, JR.

Joseph Moresco, Jr., appeals his score on the examination for Deputy Fire Chief (PM1320P), Orange.

ACTION:

B-71 GERALD MORRISON AND THOMAS SANFILIPPO

Gerald Morrison and Thomas Sanfilippo appeal the determinations of the Division of Selection Services which found that, per the substitution clause for education, they were below the minimum requirements in experience for the promotional examination for Operations Shift Superintendent (PS4894U), Office of Information Technology.

ACTION:

B-72 VICENTE PEREZ

Vicente Perez appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the open competitive examination for Employment and Training Specialist 2 (S0673P), Statewide.

ACTION:

B-73 CHRISTINA PERROTTA

Christina Perrotta appeals the determination of the Division of Selection Services that she was below the minimum requirements in experience for the open competitive examination for Technical Assistant, Personnel (S0858P), Statewide.

ACTION:

B-74 FRANK THOMPSON, III

Frank Thompson, III appeals his score on the examination for Battalion Fire Chief (PM0137P), Camden.

ACTION:

B-75 HARRIETT TOURE

Harriett Toure appeals the decision of the Division of Selection Services which found that the appellant did not meet the educational requirements for Habilitation Plan Coordinator (S0744M), and removed her name from the eligible list.

ACTION:

B-76 THOMAS WALSH

Thomas Walsh appeals his score on the examination for Deputy Fire Chief (PM1329P), Elizabeth.

ACTION:

B-77 PROPOSED AMENDMENT: N.J.A.C. 4A:3-4.9, ADVANCEMENT PAY ADJUSTMENTS: STATE SERVICE

Submitted for the Commission's approval is a Notice of Proposal of an amendment to *N.J.A.C. 4A:3-4.9, Advancement pay adjustments: State service*. The amendment would clarify that, where the State and a union agree to a promotional pay calculation that does not follow the rule but would not result in an amount greater than that allowed by the rule, the salary adjustment, per contract, applies to all subsections of *N.J.A.C. 4A:3-4.9*. Therefore, it is recommended that this proposal be approved for publication in the New Jersey Register for public notice and comment.

ACTION:

B-78 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of December 18, 2013.

ACTION:

B-79 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its special meeting of December 23, 2013.

ACTION:

B-80 CAMDEN COUNTY POLICE DEPARTMENT

The Camden County Police Department requests a rule relaxation to permit officers who do not meet the requirements of *N.J.A.C. 4A:4-2.6(a)1* and *N.J.A.C. 4A:4-2.6(b)* to apply for Police Sergeant, Police Lieutenant, and Police Captain examinations.

ACTION:

B-81 WHITNEY TIGNER

Whitney Tigner appeals the denial of her request for a make-up for the open competitive examination for Habilitation Plan Coordinator (S0847P), Statewide.

ACTION:

B-82 KATHY DONALDSON

Kathy Donaldson appeals the denial of her request for a make-up of the promotional examination for Senior Claims Examiner Unemployment & Disability Insurance, (PS6407N), Department of Labor.

ACTION:

B-83 S. F.

S. F., a Deputy Attorney General with the Office of the Attorney General, Department of Law and Public Safety, petitions the Civil Service Commission for retroactive participation in the Donated Leave Program.

ACTION:

B-84 JEFFREY LANNON

Jeffrey Lannon appeals the determination of the Division of Selection Services that he lacked the required amount of permanent status in a title to which the examination is open as of the closing date for the promotional examination for Police Lieutenant Human Services (PS8104K), Human Services.

ACTION:

B-85 URBAN GIARDINO

Urban Giardino appeals the decision of the Division of Selection Services which found that the appellant did not meet the experience requirements for Safety Officer, Developmental Disabilities (S0169P), and removed his name from the eligible list.

ACTION:

B-86 JOHN J. COLLINS

John J. Collins, represented by Constantine Bardis, Esq., appeals his rejection as a Fire Fighter candidate by Jersey City and its request to remove his name from the eligible list for Fire Fighter (M2365H) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-87 KYLE BOWMAN

Kyle Bowman, represented by Anthony J. Fusco, Jr., seeks enforcement of the Civil Service Commission decision rendered on August 15, 2013, ordering the appointing authority to pay Mr. Bowman back pay in the gross amount of \$50,801.86 within 30 days of the issuance of that decision.

ACTION:

B-88 KOURTNEY CRIVELLO

The Department of Law and Public Safety, on behalf of Kourtney (Brown) Crivello, requests the relaxation of the provisions of *N.J.A.C. 4A:6-1.22* so as to permit Ms. Crivello to receive more than the 260 donated leave days allowed to a recipient.

ACTION:

B-89 ROBERT WILLIAMS

The Department of Law and Public Safety, on behalf of Robert Williams, requests the relaxation of the provisions of *N.J.A.C. 4A:6-1.22* so as to permit Williams to participate in the Donated Leave Program without having completed at least one year of continuous State service, effective January 11, 2014.

ACTION:

B-90 JOHN BADO, ET AL.

John Bado, Richard Bell and John Casalinho appeal the denial of their requests for makeup examinations for Police Sergeant, (PM5120N) Jersey City, (PM5108N) East Orange, and (PM5107N) Newark, respectively.

ACTION:

B-91 KELLEY BATEJAN

Kelley Batejan appeals the decision of the Division of Selection Services which denied her request for a makeup examination for Supervising Family Service Specialist 1 (PS8468K).

ACTION:

B-92 THOMAS YOUNG

Thomas Young appeals the denial of his request for a makeup examination for County Correction Sergeant (PC1211P), Hudson County.

ACTION:

B-93 STANLEY KISALA

Stanley Kisala, a Police Lieutenant with Wallington, appeals the appointing authority's failure to provisionally appoint him, or to provide him with a regular appointment for Police Captain, commencing January 27, 2005.

ACTION:

B-94 VICTORIA THOMPSON

The City of Elizabeth Housing Authority, represented by Carla N. Dorsi, Esq., seeks Civil Service Commission resolution of a dispute concerning the amount of back pay due to Victoria Thompson, a Personnel Assistant, during the period of her separation from employment.

ACTION:

B-95 L. S.

L. S., an Administrative Analyst 1 with the Department of Children and Families, appeals the determination of the Chief of Staff stating that the appellant did not 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:

B-96 ROSS DILLON

Morristown, the appointing authority, represented by Jennifer Roselle, Esq., requests reconsideration of the decision *In the Matter of Ross Dillon (S9999K)*, Morristown rendered on September 4, 2013 by the Civil Service Commission which found Ross Dillon to be psychologically fit for a position as a Police Officer (S9999K), Morristown.

ACTION:

B-97 JOHN MAYER, ET AL.

John Mayer (PM1462R), Elizabeth; Neal Pedersen (PM1448R), Brick; Steven Krushinsky (PM1470R), Harrison, James Finnegan (PM1478R), Lakewood; Michael Rakauckas (PM1490R), Mount Laurel; and Jaime Navarro and Hector Alvarez (PM1494R), Paterson; appeal the written portion of the examination for Police Lieutenant (various jurisdictions).

ACTION:

B-98 DANIEL G. KILPATRICK

Daniel G. Kilpatrick, represented by John D. Feeley, Esq., appeals his rejection as a Fire Fighter candidate by Jersey City and its request to remove his name from the eligible list for Fire Fighter (M2365H) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-99 KLARIDA PAPAANI

Klarida Papajani requests a make-up examination for the open competitive examination for Correction Officer Recruit (S9988R), Statewide.

ACTION: