

IN THE MATTER OF STEPHAN LYNCH, :
HACKENSACK BOARD OF EDUCATION, : COMMISSIONER OF EDUCATION
BERGEN COUNTY. : DECISION
_____:

Whereas, the School Ethics Commission has acted pursuant to the authority granted to it by *N.J.S.A.* 18A:12-21 *et seq.* to recommend removal of the above-named Board member from office for failure to attend the Board member training sessions required by *N.J.S.A.* 18A:12-33 and *N.J.A.C.* 6:3-9.4; and

Whereas, the School Ethics Commission sent ample notice to the above-named Board member of his failure to attend such training sessions; and

Whereas, pursuant to *N.J.A.C.* 6:3-9.3(i), on March 26, 1997 the Commission issued an Order to Show Cause why a penalty should not be imposed for such failure; and

Whereas, the above-named Board member provided to the Commission an answer noting that he was unable to attend the March 15, 1997 training session due to a death in the family but that he planned to attend the June 6-8, 1997 training program, and;

Whereas, the Commission voted on May 27, 1997, to recommend reprimand of the above-named Board member for failure to timely attend training sessions in violation of State

statute if he attends the June 6-8 training session, with removal from the Board if he fails to attend the June training session, memorializing such decision through a resolution forwarded to the Commissioner, pursuant to *N.J.S.A.* 18A:12-29; and

Whereas, on May 28, 1997, the above-named Board member was afforded an opportunity to submit to the Commissioner a response to said resolution recommending either reprimand or removal; and

Whereas, no response was forthcoming; and

Whereas, the Commissioner of Education has confirmed that the above-named Board member has, in fact, attended the June 6-8 1997 training session; and

Whereas, the Commissioner of Education has carefully considered the record of this matter and the decision of the School Ethics Commission, but declines to issue a reprimand to the above-named Board member finding suspension to be the appropriate penalty in this instance; now therefore

IT IS ORDERED that a one-meeting suspension be imposed on the above-named Board member, to be effective for the next regularly scheduled meeting of the Board.

COMMISSIONER OF EDUCATION

JULY 3, 1997