

A.W., on behalf of minor child, H.D., :
PETITIONER, :
V. : COMMISSIONER OF EDUCATION
BOARD OF EDUCATION OF THE TOWN- : DECISION
SHIP OF MULLICA, ATLANTIC COUNTY, :
RESPONDENT. :
:

SYNOPSIS

Petitioning parent challenged Board's residency determination.

The ALJ concluded that petitioner met her burden of proof that during the relevant time she and the minor child, H.D., have been domiciled in respondent's District.

The Commissioner concurred with and adopted the recommended decision of the ALJ for the reasons set forth in the initial decision and determined that H.D., having been found to be domiciled in Mullica Township, is entitled, pursuant to *N.J.S.A. 18A:38-1*, to attend school in respondent's District free of charge.

AUGUST 30, 1999

OAL DKT. NO. EDU 4213-99
AGENCY DKT. NO. 74-4/99

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The record and initial decision issued by the Office of Administrative Law have been reviewed. No exceptions were filed by the parties.

Upon review of the record and factual circumstances of this matter, the Commissioner concurs with and adopts the recommended decision of the Administrative Law Judge for the reasons set forth in the initial decision.

Accordingly, the Commissioner finds and determines that H.D., having been found to be domiciled in Mullica Township, is entitled, pursuant to *N.J.S.A. 18A:38-1*, to attend school in respondent's District free of charge.*

IT IS SO ORDERED.

COMMISSIONER OF EDUCATION

AUGUST 30, 1999

* This decision, as the Commissioner's final determination in the instant matter, may be appealed to the State Board of Education pursuant to *N.J.S.A. 18A:6-27 et seq.* and *N.J.A.C. 6:2-1.1 et seq.*, within 30 days of its filing. Commissioner decisions are deemed filed three days after the date of mailing to the parties.