

DAVID MICHAEL BUCKLEY, :
PETITIONER, :
V. : COMMISSIONER OF EDUCATION
BOARD OF EDUCATION OF THE : DECISION
TOWNSHIP OF EWING, MERCER :
COUNTY, :
RESPONDENT. :

SYNOPSIS

Petitioner challenged the Board's determination to deny him a high school diploma because he was deemed academically ineligible to complete a required physics course due to excessive unexcused absences.

The ALJ found the Board's determination to be appropriate and in conformance with its policy regarding chronic illness that may cause chronic absences and/or lateness to school. The ALJ rejected petitioner's assertion that he had demonstrated a medical basis for his persistent and chronic absences.

The Commissioner adopted the Initial Decision as the final decision in this matter. Petition was dismissed.

OAL DKT. NO. EDU 8412-99
AGENCY DKT. NO. 196-7/99

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The record of this matter and the Initial Decision of the Office of Administrative Law (OAL) have been reviewed. The parties did not file exceptions.

Upon careful and independent review, the Commissioner concurs with the findings and conclusions of the ALJ. Accordingly, the Petition of Appeal is dismissed.

IT IS SO ORDERED.*

COMMISSIONER OF EDUCATION

Date of Decision: August 18, 2000

Date of Mailing: August 25, 2000

* This decision, as the Commissioner's final determination, 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. 6A:4-1.1 et seq.*, within 30 days of its filing. Commissioner decisions are deemed filed three days after the date of mailing to the parties.

