

338-02SEC

AGENCY DOCKET NO. 237-7/02

IN THE MATTER OF STEVE RIZZO, : COMMISSIONER OF EDUCATION
BOARD OF EDUCATION OF THE BOROUGH : DECISION
OF AUDUBON, CAMDEN COUNTY. :

Steve Rizzo, *Pro Se*

Whereas, the School Ethics Commission (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. 6A:28-1.6*; and

Whereas the 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. 6A:28-1.6(e)*, on April 23, 2002, the Commission issued an Order to Show Cause why a penalty should not be imposed for such failure; and

Whereas the Board member failed to respond to the Commission's Order to Show Cause; and

Whereas, the Commission voted on July 23, 2002 to recommend that the above-named Board member be removed from the Board, and memorialized such decision through a resolution forwarded to the Commissioner of Education, pursuant to *N.J.S.A. 18A:12-29*; and

Whereas, on July 26, 2002, the above-named Board member was afforded an opportunity to submit to the Commissioner a response to said resolution recommending removal; and

Whereas, no such comments were received; and

Whereas, the Commissioner of Education has carefully considered the record of this matter and the decision of the Commission and concurs with and adopts as his own the recommendations of the Commission; now therefore

IT IS ORDERED that the above-named Board member is removed from office as of the date of this decision.*

COMMISSIONER OF EDUCATION

Date of Decision: September 5, 2002

Date of Mailing: September 10, 2002

* This decision, as the Commissioner's final determination regarding penalty 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. 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.