

OAL DKT. NO. EDU 4882-03
AGENCY DKT. NO. 132-4/03

Link to OAL Decision: http://lawlibrary.rutgers.edu/oal/html/initial/edu04882-03_1.html

JOSEPH GRAZIOSI,	:	
	:	
PETITIONER,	:	
	:	
V.	:	COMMISSIONER OF EDUCATION
BOARD OF EDUCATION OF THE TOWNSHIP :	:	
OF LAWRENCE, MERCER COUNTY,	:	DECISION
	:	
RESPONDENT.	:	
_____	:	

The record of this matter and the Initial Decision of the Office of Administrative Law (OAL) have been reviewed. Petitioner's exceptions were submitted in accordance with *N.J.A.C.* 1:1-18.4 and were considered by the Commissioner in reaching his decision.

In his exceptions, petitioner submits a copy of an Employee Claim Petition, case #2003-40231, which was filed with the Division of Workers' Compensation on December 22, 2003. (Petitioner's Exceptions at 1-2) Petitioner, therefore, requests that the Initial Decision of the Administrative Law Judge be modified or rejected and that the matter be placed on the inactive list pending disposition of his claim before the Division of Workers' Compensation. (*Id.* at 1)

Upon careful and independent review of the record, the Initial Decision and petitioner's exceptions in this matter, and in recognition that petitioner filed a claim with the Division of Workers' Compensation prior to the issuance of the Commissioner's decision as provided for in the Initial Decision, the Commissioner hereby remands this matter to the OAL to

be placed on the inactive list pending the disposition of petitioner's Workers' Compensation claim.

IT IS SO ORDERED.*

COMMISSIONER OF EDUCATION

Date of Decision: February 5, 2004

Date of Mailing: February 6, 2004

* This decision 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.*