

#126-07 (No OAL Decision)

OAL DKT. NO. EDU 100-06
AGENCY DKT. NO. 346-12/05

IN THE MATTER OF THE TENURE :
HEARING OF FREDDIE WILLIAMS, : COMMISSIONER OF EDUCATION
SCHOOL DISTRICT OF THE CITY OF : DECISION
TRENTON, MERCER COUNTY. :

The record of this matter – wherein respondent was charged with excessive absenteeism, insubordination and unbecoming conduct – and the advisement of his failure to appear at hearing, transmitted by the Office of Administrative Law (OAL) pursuant to *N.J.A.C.* 1:1-14.4, have been reviewed. On February 22, 2007, a notice providing respondent with an opportunity to submit an explanation of his nonappearance was sent to counsel by the OAL; on February 27, 2007, upon receipt of the record, the Department sent a second notice directly to respondent because his designated counsel – to whom the OAL notice was addressed – had been relieved of his obligation to provide representation by a February 16, 2007 Order of the Administrative Law Judge. Notwithstanding such notice, no explanation was filed by respondent.

In light of respondent’s failure to appear at hearing, the charges against him – previously found sufficient, if true, to warrant dismissal or reduction in salary – are deemed admitted, and respondent is accordingly dismissed from his employment as a tenured custodian with the Trenton Board of Education as of the date of this decision.*

IT IS SO ORDERED.

COMMISSIONER OF EDUCATION

Date of Decision: April 11, 2007

Date of Mailing: April 11, 2007

* 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.* 6:4-1.1 *et seq.*