

ARTHUR JACOBS, :
COMPLAINANT, :
V. : COMMISSIONER OF EDUCATION
RAYMOND DELBURY, : DECISION
BOARD OF EDUCATION OF THE :
SUSSEX WANTAGE REGIONAL :
SCHOOL DISTRICT, SUSSEX :
COUNTY, :
RESPONDENT. :

SYNOPSIS

The School Ethics Commission (Commission) found that respondent, a member of the Board of the Sussex Wantage Regional Board of Education, violated *N.J.S.A.* 18A:12-24.1(e), (g) and (i) of the Code of Ethics for School Board Members when he posted a confidential email memorandum which contained information regarding the hospitalization of a staff member for a medical condition to an internet chat room and bulletin board. The Commission recommended the penalty of suspension for six months in this matter. The respondent filed no exceptions, nor did he appeal the Commission’s underlying finding of violation.

The Commissioner, whose jurisdiction – in the absence of an appeal – is limited to reviewing the Commission’s recommended sanction, adopted the Commission’s recommendation that respondent be suspended for six months. Accordingly, the respondent is suspended for six months as a school official found to have violated the School Ethics Act.

This synopsis is not part of the Commissioner’s decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commissioner.

January 9, 2009

AGENCY DKT. NO. 348-11/08

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The record of this matter and the decision of the School Ethics Commission, forwarded to the Commissioner pursuant to *N.J.A.C.* 6A:28-6.11 for final determination on the Commission's recommended penalty, have been reviewed. Respondent did not file exceptions, nor was the Commission's underlying finding of violation appealed to the Commissioner pursuant to *N.J.A.C.* 6A:4.

Upon review, the Commissioner concurs with the penalty recommended by the Commission. Accordingly, respondent is hereby suspended for six months as a school official found to have violated *N.J.S.A.* 18A: 12-24.1(e), (g) and (i).

IT IS SO ORDERED. *

COMMISSIONER OF EDUCATION

Date of Decision: January 9, 2009

Date of Mailing: January 9, 2009

* This decision may be appealed to the Appellate Division of the Superior Court pursuant to *P.L.* 2008, c. 36.