

AGENCY DKT. NO. 359-12/09

IN THE MATTER OF MARCUS SMITH, :
BEVERLY BOARD OF EDUCATION, : COMMISSIONER OF EDUCATION
BURLINGTON COUNTY. : DECISION

The record of this matter and the decision of the School Ethics Commission, forwarded to the Commissioner pursuant to *N.J.S.A.* 18A:12-29 solely for review of the Commission's recommended penalty,¹ have been reviewed. No comments were filed by the respondent. On November 19, 2009, after an order to show cause was issued but prior to issuance of the Commission's decision, the respondent filed the requisite statement(s).

Upon review, the Commissioner concurs with the penalty recommended by the Commission and additionally admonishes the respondent for failure to timely file the requisite statement(s), in that such delay has resulted in a waste of administrative and adjudicative time by local, county and State education officials.

Accordingly, the above-named respondent is hereby reprimanded as a school official found to have violated the School Ethics Act.

IT IS SO ORDERED. ²

ACTING COMMISSIONER OF EDUCATION

Date of Decision: February 1, 2010

Date of Mailing: February 2, 2010

¹ It is noted that respondent did not appeal the Commission's finding of violation to the Commissioner pursuant to *N.J.A.C.* 6A:4.

² This decision may be appealed to the Appellate Division of the Superior Court pursuant to *P.L.* 2008, *c.* 36, *N.J.S.A.* 18A:6-9.1.