#18-11SEC (SEC Decision: http://www.state.nj.us/education/legal/ethics/training/T17-10-2.pdf)

AGENCY DKT. NO. 678-11/10

IN THE MATTER OF DEREK CAPANNA,	:	
TEAM ACADEMY CHARTER SCHOOL,	:	COMMISSIONER OF EDUCATION
ESSEX COUNTY.	:	DECISION
	:	

The Commissioner has reviewed the record of this matter and the decision of the School Ethics Commission – finding that respondent violated the School Ethics Act for failure to timely attend charter school trustee training in accordance with *N.J.S.A.* 18A:12-33. The Commission's decision was forwarded pursuant to *N.J.S.A.* 18A:12-29 for the Commissioner's final determination on the recommended penalty. The Commission advises that the respondent ultimately completed training after the issuance of its September 22, 2010 Order to Show Cause, but prior to the Commission's October 26, 2010 meeting and it, therefore, recommends a penalty of reprimand. Respondent has neither filed exceptions to the recommended penalty nor instituted an appeal, pursuant to *N.J.A.C.* 6A:4, of the Commission's underlying finding of violation.

Upon review, the Commissioner concurs with the penalty recommended by the Commission in consequence of respondent's failure to timely honor an obligation placed upon charter school trustees by law. Additionally, respondent is admonished for causing the unnecessary expenditure of administrative and adjudicative resources at both State and local levels.

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

IT IS SO ORDERED.*

ACTING COMMISSIONER OF EDUCATION

Date of Decision: January 10, 2011
Date of Mailing: January 10, 2011

* 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)