

140-17

S.W., :  
 :  
 PETITIONER, :  
 :  
 V. : COMMISSIONER OF EDUCATION  
 :  
 BLACK HORSE PIKE BOARD : DECISION  
 OF EDUCATION, CAMDEN COUNTY, :  
 :  
 RESPONDENT. :

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SYNOPSIS

Petitioner filed a *pro se* residency appeal on his own behalf, seeking a determination that he is entitled to a free public education in the Black Horse Pike Regional School District. The respondent Board contended that a residency investigation had determined that petitioner resides at an address in Winslow Township, outside of the Black Horse Pike Regional School District.

The matter was transmitted to the Office of Administrative Law (OAL) and a hearing was scheduled for March 21, 2017. Petitioner failed to appear at the scheduled hearing. The OAL sent a notice of petitioner's failure to appear to the Commissioner on April 4, 2017, and subsequently returned the file to this agency. Petitioner has provided no explanation for his failure to appear, despite having had the opportunity to do so.

Upon review of the record, it was determined that this matter is no longer a contested case before the Commissioner. Accordingly, the Commissioner dismissed the petition with prejudice.

<p>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.</p>
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May 18, 2017

OAL DKT. NO. EDU 545-17  
AGENCY DKT. NO. 295-11/16

S.W.,	:	
	:	
PETITIONER,	:	
	:	
V.	:	COMMISSIONER OF EDUCATION
	:	
BLACK HORSE PIKE BOARD OF EDUCATION, CAMDEN COUNTY,	:	DECISION
	:	
RESPONDENT.	:	

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The record of this matter – transmitted to the Commissioner by the Office of Administrative Law (OAL) pursuant to *N.J.A.C. 1:1-14.4*, and including an advisement of petitioner’s failure to appear at the scheduled March 21, 2017 OAL hearing – has been reviewed. Petitioner filed no explanation for his failure to appear, notwithstanding the opportunity to do so. Accordingly, this matter is no longer deemed to be a contested case before the Commissioner and is hereby dismissed with prejudice.

IT IS SO ORDERED.<sup>1</sup>

ACTING COMMISSIONER OF EDUCATION

Date of Decision: May 18, 2017

Date of Mailing: May 18, 2017

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<sup>1</sup> 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)*.