

277-19SEC

(SEC Decision: <https://www.state.nj.us/education/legal/ethics/disclosure/D03-19%20-%20Z.%20Nkabinde.pdf>)

SEC Dkt No. D03-19

Agency Dkt. No. 245-9/19

New Jersey Commissioner of Education
Final Decision

In the Matter of Zandile Nkabinde,
Jersey City Community Charter School,
Hudson County.

The Commissioner has reviewed the record of this matter and the decision of the School Ethics Commission (SEC) – finding that respondent violated the School Ethics Act for failure to timely file her Personal/Relative and Financial Disclosure Statements (“Disclosure Statements”) in accordance with *N.J.S.A.* 18A:12-25, *N.J.S.A.* 18A:12-26, and *N.J.A.C.* 6A:28-3.1. The SEC’s decision was forwarded to the Commissioner for final determination on the recommended penalty pursuant to *N.J.S.A.* 18A:12-29(c). The SEC advises that respondent did not file her Disclosure Statements until after the issuance of its July 23, 2019 Order to Show Cause. Respondent has neither filed exceptions to the recommended penalty, nor has she instituted an appeal of the SEC’s underlying finding of violation pursuant to *N.J.A.C.* 6A:4-1 *et seq.*

Upon review, the Commissioner concurs with the penalty recommended by the SEC for respondent’s failure to timely honor an obligation placed upon school officials by law. Because respondent has previously received a thirty-day suspension for failure to complete ethics training in 2017, a suspension of sixty days for this second violation of the School Ethics Act is appropriate. Additionally, respondent is admonished for causing the unnecessary expenditure of administrative and adjudicative resources at both State and local levels.

Accordingly, respondent is hereby suspended for sixty (60) days – effective from the date of this decision – as a school official found to have violated the School Ethics Act for failure to file her Disclosure Statements.

IT IS SO ORDERED.¹

COMMISSIONER OF EDUCATION

Date of Decision: October 18, 2019
Date of Mailing: October 18, 2019

¹ 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*)