

DECISION

Having failed to submit an explanation for her nonappearance and noting the burden of proof in this matter, the Commission dismisses the within complaint for failure to prosecute. This decision is a final decision of an administrative agency which is appealable only to the Superior Court--Appellate Division. See, New Jersey Court Rule 2:2-3(a).

Robert W. Bender
Chairperson

Mailing Date: January 25, 2012

Resolution Adopting Decision C09-11

Whereas, at its meeting on April 26, 2011, the Commission voted to transmit this complaint to the Office of Administrative Law (OAL) for a hearing; and

Whereas, after transmittal to the OAL, the parties failed to appear for the scheduled hearing; and

Whereas, pursuant to N.J.A.C. 1:1-14.4(a), the OAL returned the matter to the Commission, directing that the parties provide an explanation for their failure to appear; and

Whereas, the parties did not submit an explanation for their failure to appear; and

Whereas, at its meeting on January 24, 2012, the Commission voted to dismiss the complaint and to approve the decision memorializing said action;

Now Therefore Be It Resolved that the Commission hereby adopts the decision and directs its staff to notify all parties to this action of its decision herein.

Robert W. Bender, Chairperson

I hereby certify that the Resolution was duly adopted by the School Ethics Commission at its public meeting on January 24, 2012.

Joanne Boyle
Executive Director