

EDU # 8784-99
C # 17-01
SB # 5-01

ROBERT BARRATT, :
 :
 PETITIONER-APPELLANT, : STATE BOARD OF EDUCATION
 :
 V. :
 :
 : DECISION
 BOARD OF EDUCATION OF THE BOROUGH :
 OF GLASSBORO, GLOUCESTER COUNTY, :
 :
 RESPONDENT-RESPONDENT. :
 _____ :

Decided by the Commissioner of Education, January 11, 2001

For the Petitioner-Appellant, Selikoff & Cohen (Steven R. Cohen, Esq.,
of Counsel)

For the Respondent-Respondent, Capehart & Scatchard, P.A. (Kim C. Belin,
Esq., of Counsel)

The decision of the Commissioner of Education remanding this matter to the Office of Administrative Law for further proceedings is affirmed for the reasons expressed therein. In so doing, we deny the Glassboro Board's motion to supplement the record on appeal. N.J.A.C. 6A:4-1.9(b). Consequently, in determining this matter, we have disregarded the documents appended to the Board's answer brief which are not included in the record, along with all references to such materials in its brief. We note that, to the extent that the information contained in those documents may be relevant to the issues encompassed within the remand of this matter, our decision does

not preclude the Board from seeking to introduce such materials into the record during the proceedings on remand. N.J.A.C. 1:1-15.1 et seq.

We also deny the petitioner's request for oral argument as not necessary for a fair determination of this matter. N.J.A.C. 6A:4-3.2.

June 6, 2001

Date of mailing _____