

October 22, 2004

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Dear Counsel:

CONTROL BUILDING SERVICES, INC. V. STATE-OPERATED SCHOOL DISTRICT OF THE CITY OF PATERSON, PASSAIC COUNTY, BOARD OF EDUCATION OF THE CITY OF PATERSON, EDWIN DUROY, MICHAEL AZZARA AND PRITCHARD INDUSTRIES, STATE BOARD DOCKET #42-04

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Upon review of the motion for emergent relief filed by the appellant Control Building Services, Inc., we stay the Commissioner's decision of September 3, 2004 pending consideration by the State Board of Education of the appellant's application and any briefs filed in opposition thereto.<sup>1</sup> Briefs in opposition to the motion are due on or before October 29, 2004.

Sincerely,

Dr. Arnold G. Hyndman, President  
State Board of Education

Debra Casha, Chairperson  
Legal Committee of the State Board

c: Members of the State Board of Education

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<sup>1</sup> Pursuant to N.J.A.C. 6A:4-3.3, "[t]he President of the State Board or, in the President's absence, the chairperson of the Legal Committee is authorized to decide on behalf of the State Board applications for emergency relief made pursuant to N.J.A.C. 6A:4-2.4 unless the determination would constitute the final decision with respect to the controversy."