

EDU #3805-04  
C # 466-04  
SB # 52-04

A.M., on behalf of minor children, A.M.C. AND J.M.C.,	:	
	:	
PETITIONER-APPELLANT,	:	STATE BOARD OF EDUCATION
	:	
V.	:	DECISION ON MOTION
	:	
BOARD OF EDUCATION OF THE TOWNSHIP OF UNION, UNION COUNTY,	:	
	:	
RESPONDENT-RESPONDENT.	:	

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Decided by the Commissioner of Education, November 17, 2004

For the Petitioner-Appellant, Ashton E. Thomas, Esq.

For the Respondent-Respondent, Apruzzese, McDermott, Mastro &  
Murphy (John P. Harrington, Esq., of Counsel)

On December 9, 2004, the appellant, A.M., filed an appeal to the State Board from a decision of the Commissioner dismissing her petition in which she challenged the determination by the Union Township Board of Education that her children were not entitled to a free public education in the district under N.J.S.A. 18A:38-1 and directing the appellant to reimburse the Board for tuition in the amount of \$40,254.60 for the period of her children's ineligible attendance. The appellant also filed a motion with the State Board to supplement the record on appeal with various documents which she claims support her position that she was, in fact, domiciled in Union Township during the relevant period. The Board filed a brief in opposition to that motion, and the briefing schedule was placed into abeyance pending our determination of the motion.

After reviewing the papers filed, we grant the appellant's motion to supplement. N.J.A.C. 6A:4-1.9(b). We also reestablish the briefing schedule in this matter. The appellant's brief in support of her appeal is due on February 25, 2005.

February 2, 2005

Date of mailing \_\_\_\_\_