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Re: Jose Cargua v. Costco Wholesale Corporation
OAL Dkt. No. CRT 13518-13; DCR Dkt. No. EM13NB-63422

Dear Counsel:

On January 21, 2015, the Office of Administrative Law (OAL) mailed a copy of Administrative Law Judge Leslie Z. Celentano's initial decision in this matter to counsel for the parties. That decision concluded that the complaint should be dismissed with prejudice because the complainant did not comply with a discovery order.

Both the ALJ's decision and a January 20, 2015 letter from the New Jersey Division on Civil Rights (DCR) notified the parties that any exceptions to the ALJ's decision must be filed with DCR within 13 days of the OAL mailing date. That deadline passed four weeks ago and no exceptions have been filed. After reviewing the file, the Director adopts the ALJ's recommended decision and dismisses the complaint with prejudice. This is a final agency decision.

The New Jersey Law Against Discrimination provides that any person who is dissatisfied with a final order of an agency may appeal to the Appellate Division of the New Jersey Superior Court. N.J.S.A. 10:5-21. The New Jersey Court Rules provide that any such appeal must be filed within 45 days from the date of service of the decision or notice of the action taken. R. 2:4-1(b).

New Jersey's Record Retention and Disposition Schedule permits DCR to destroy this file 20 years after the date of closing, or 20 years after any final court action, whichever is later.

Very truly yours,


Craig Sashihara, Director
NJ DIVISION ON CIVIL RIGHTS

c: Hon. Leslie Z. Celentano
OAL Clerk