



asserts that it was his mistake and that it was not in any way Valasa's fault and she should be permitted to appeal her suspension. Finally, Caserta submits an email from Steven W. Kleinman, Esq., Special Counsel for Monmouth County, indicating that he does not object to the reinstating of the present matter to active status and returning it to the OAL for a hearing.

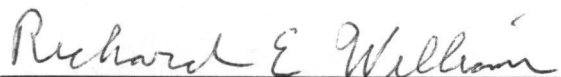
### CONCLUSION

In this matter, the Commission finds that Valasa has sustained her burden of proof. Specifically, the Commission notes that the appointing authority does not object to the reinstating of the present matter and returning it to OAL for a hearing. Further, the Commission is mindful of Caserta's extenuating circumstances concerning the passing of his father-in-law and how it affected his office operations. Therefore, the record as a whole indicates that the appellant intended to pursue her statutory right to challenge her 10 working day suspension, and did not intend to abandon her appeal. Accordingly, the Commission finds that under all of the circumstances in this matter, to deny the appellant a hearing on the merits of her appeal would be unjust.

### ORDER

Therefore, it is ordered that Brandy Valasa's request to reinstate her appeal be granted and the matter be transmitted to the OAL for further proceedings.

DECISION RENDERED BY THE  
CIVIL SERVICE COMMISSION ON  
THE 16TH DAY OF DECEMBER, 2015



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Civil Service Commission

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