



B-14

STATE OF NEW JERSEY

In the Matter of Sami Zeidan,
Montclair State University

FINAL ADMINISTRATIVE ACTION
OF THE
CIVIL SERVICE COMMISSION

CSC Docket No. 2016-907

Administrative Appeal

ISSUED: **SEP 18 2015** (WR)

Montclair State University requests a retroactive date of appointment and retroactive working test period for Sami Zeidan as a Campus Police Officer Recruit, effective July 14, 2014.

By way of background, the Campus Police Officer Recruit (PS7204J), Montclair State University eligible list promulgated on June 26, 2014 and expires on June 25, 2017. Two appointments were made, effective July 14, 2014 from the PS140937 certification, which was issued on July 14, 2014. However, it appears that the appointing authority failed to notify Zeidan that he was eligible to take the examination for the subject title. Nevertheless, Zeidan filed a late application, which was accepted by the Division of Agency Services (Agency Services). Thereafter, Zeidan was appointed to the subject title, effective July 27, 2015, from the PS151021 certification, which was issued on July 20, 2015.

On appeal to the Civil Service Commission (Commission) the appointing authority requests that Zeidan receive a retroactive appointment date, effective July 14, 2014. It also requests that Zeidan be given a retroactive working test period. In this regard, it notes that he has been serving in the subject title provisionally pending promotional examination procedures, effective July 26, 2013. Finally, it is noted that Agency Services supports the appointing authority's request.

CONCLUSION

N.J.A.C. 4A:4-1.10(c) provides that, when a regular appointment has been made, the Commission may order a retroactive appointment date due to administrative error, administrative delay or other good cause, on notice to affected parties.

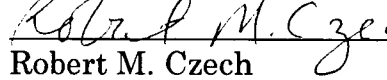
In the present matter, the appointing authority requests a retroactive appointment date and retroactive working test period for Zeidan. As described above, it appears that the appointing authority failed to notify Zeidan that he was eligible for the examination for the subject position at the time the examination was announced. However, Agency Services accepted Zeidan's late application and he was appointed to the subject position, effective July 27, 2015. Based on the foregoing, it is appropriate to grant Zeidan a retroactive appointment date, effective July 14, 2014. However, as there is no indication that Zeidan has completed a working test period, it is ordered that he complete a current working test period.

ORDER

Therefore, it is ordered that this request be granted in part.

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

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


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