

The Police Lieutenant (PM0945S) eligible list promulgated on February 26, 2015 and expired on February 25, 2018. A certification of this eligible list was issued on November 13, 2017, and six Police Lieutenants listed with March 9, 2015 requested effective dates were appointed, effective November 13, 2017. A second certification was issued on December 19, 2017, and the remaining Police Lieutenants listed were appointed, effective December 19, 2017.

The Police Sergeant (PM5120N) eligible list promulgated on February 19, 2015 and expired on February 16, 2018. A certification of this eligible list was issued on November 13, 2017, and seven Police Sergeants listed with March 9, 2015 requested effective dates were appointed, effective November 13, 2017. A second certification was issued on December 19, 2017, and the remaining Police Sergeants listed were appointed, effective December 19, 2017.

N.J.A.C. 4A:4-1.10(c) provides that when a regular appointment has been made, a retroactive appointment date may be awarded due to an administrative error, administrative delay or other good cause, on notice to the affected parties. *N.J.A.C.* 4A:4-3.3(b) provides, in pertinent part, that promotional lists shall be promulgated for three years from the date of their establishment.¹ *N.J.A.C.* 4A:4-1.10(c) provides that the Commission may order a retroactive appointment date for good cause.

CONCLUSION

In the instant matter, there is no basic factual dispute but, rather, the central issue involves an administrative error, wherein the appointing authority failed to request certifications in order to properly effectuate these appointments at the time they were made. The record establishes that all individuals have been performing the duties of their promotional positions since the requested retroactive dates. Thus, Agency Services supports the appointing authority's request to grant retroactive dates of permanent appointment as listed in Attachment A. As such, good cause exists to provide each individual a regular appointment retroactive respectively as listed. Moreover, since the appointing authority believes that they had permanently appointed these individuals, they should be considered to have successfully completed their working test periods. Lastly, the appointing authority is cautioned to request a certification of eligibles for every appointment.

¹ Pursuant to a prior Merit System Board (Board) decision, in order to ensure that promotional eligible lists for public safety titles are available at all times, the Police Lieutenant (PM0945S) eligible list and the Police Sergeant (PM5120N) eligible list were extended until a new list becomes available or for one year from their expiration dates, whichever occurs first. See *In the Matter of Promotional Lists for Public Safety Titles* (MSB, decided April 7, 2004).

ORDER

Therefore, it is ordered that the request be granted and the individuals listed in Attachment A be provided with regular appointments, effective as listed. Their personnel records should be amended in accordance with this decision.

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 27TH DAY OF MARCH, 2018



Deirdre L. Webster Cobb
Acting Chairperson
Civil Service Commission

Inquiries
and
Correspondence

Christopher S. Myers
Director
Division of Appeals and Regulatory Affairs
Civil Service Commission
Written Record Appeals Unit
P. O. Box 312
Trenton, New Jersey 08625-0312

c: Robert Kakoleski
Kelly Glenn
Records Center

Attachment A (corrected)

Thomas Cowan	Deputy Police Chief	July 12, 2016	(CSC Docket No. 2018-2157)
Daniel Sollitti	Deputy Police Chief	July 12, 2016	(CSC Docket No. 2018-2159)
Robert Gutch	Deputy Police Chief	July 12, 2016	(CSC Docket No. 2018-2160)
Edward Kist	Deputy Police Chief	July 12, 2016	(CSC Docket No. 2018-2161)
Timothy Lockwood	Deputy Police Chief	July 12, 2016	(CSC Docket No. 2018-2162)
Nicholas Scerbo	Police Captain	July 12, 2016	(CSC Docket No. 2018-2163)
Michael Gajewski	Police Captain	July 12, 2016	(CSC Docket No. 2018-2164)
Jay White	Police Captain	July 12, 2016	(CSC Docket No. 2018-2165)
Patricia Cassidy	Police Captain	July 12, 2016	(CSC Docket No. 2018-2166)
Vincent Wolleon	Police Captain	July 12, 2016	(CSC Docket No. 2018-2167)
Michael Kenny	Police Captain	July 12, 2016	(CSC Docket No. 2018-2168)
Mark Miller	Police Captain	July 12, 2016	(CSC Docket No. 2018-2169)
David Goldrich	Police Captain	July 12, 2016	(CSC Docket No. 2018-2170)
Peter Lagis	Police Captain	July 12, 2016	(CSC Docket No. 2018-2171)
Nicola Flora	Police Captain	July 12, 2016	(CSC Docket No. 2018-2172)
John McLellan	Police Captain	July 12, 2016	(CSC Docket No. 2018-2173)
Mitchell Schnee	Police Captain	July 12, 2016	(CSC Docket No. 2018-2174)
Carmine Lancellotti	Police Captain	July 12, 2016	(CSC Docket No. 2018-2175)
Anthony Scalcione	Police Lieutenant	March 9, 2015	(CSC Docket No. 2018-2178)
Pawel Wojtowicz	Police Lieutenant	March 9, 2015	(CSC Docket No. 2018-2180)
James Crecco	Police Lieutenant	March 9, 2015	(CSC Docket No. 2018-2181)
Ian Gallagher	Police Lieutenant	March 9, 2015	(CSC Docket No. 2018-2183)
Patrick Kirwin	Police Lieutenant	March 9, 2015	(CSC Docket No. 2018-2184)
Benjamin Dailey	Police Lieutenant	March 9, 2015	(CSC Docket No. 2018-2185)
Joseph Dumanski	Police Lieutenant	March 9, 2015	(CSC Docket No. 2018-2892)
Joseph Santiago	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2186)
Patrick Sullivan	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2187)
Anthony Tedesco	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2188)
Iris Cruz	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2189)
Peter Evangelista	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2190)
Tyrone Hickey	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2191)
Marc Gigante	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2192)
Jeff Gajewski	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2193)
Mark Conroy	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2195)
Patricia Radziewicz	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2197)
Thierry Burica	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2199)
Anthony Scerbo	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2202)
Brian Davis	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2203)
Mark Evangelista	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2204)
Patrick Fay	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2205)
Michael DiSanto	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2206)
Brian Cahill	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2207)
Shawn Kavanagh	Police Lieutenant	July 12, 2016	(CSC Docket No. 2018-2208)

Thomas Broderick	Police Sergeant	March 9, 2015	(CSC Docket No. 2018-2209)
Christopher Dalton	Police Sergeant	March 9, 2015	(CSC Docket No. 2018-2210)
Crisant Bereguette	Police Sergeant	March 9, 2015	(CSC Docket No. 2018-2211)
Mark Minervini	Police Sergeant	March 9, 2015	(CSC Docket No. 2018-2212)
Anthony Lewis	Police Sergeant	March 9, 2015	(CSC Docket No. 2018-2213)
Clifford Crolius	Police Sergeant	March 9, 2015	(CSC Docket No. 2018-2214)
Mohammad Riaz	Police Sergeant	March 9, 2015	(CSC Docket No. 2018-2215)
Joseph Walsh	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2216)
Christian Howlett	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2217)
John Friend	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2218)
Michael Galano	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2219)
Jonathan Thomson	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2220)
Craig D. Keating	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2221)
Carlos Hernandez	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2222)
Martin Perez	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2223)
Jason Field	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2224)
Michael Johns	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2225)
Martin Murray	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2226)
Victor Alsina	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2227)
Dennis Winters	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2228)
Vincent Costanza	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2229)
Robert Quish	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2230)
Thomas Donnelly	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2231)
Terrence Doran	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2232)
David Calton	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2233)
Darren Sorrentino	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2234)
Brenda Burroughs	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2235)
Israel Nieves	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2236)
Bridget Revell	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2237)
Michael Scarpa	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2238)
Frank Laraway	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2239)
Marina Ugolini	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2246)
Nicholas Kramer	Police Sergeant	July 12, 2016	(CSC Docket No. 2018-2247)