

STATE OF NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS

FINAL DECISION

OAL DKT. NO. CAF 15780-15

AGENCY DKT. NO. RSP0032302

DEPARTMENT OF COMMUNITY AFFAIRS,
SANDY RECOVERY DIVISION,

Petitioner,

v.

ANTHONY LARICE,

Respondent.

Having reviewed the Initial Decision of the Administrative Law Judge in this matter, together with any exceptions or replies submitted, I hereby reject the Initial Decision of the Administrative Law Judge and adopt the agency finding as the Commissioner's Final Decision.

Respondent has not proved primary residence. His driver's license, auto registration and 2011 and 2012 tax returns were filed using the West Orange address which makes that his presumptive primary residence. He applied for a Homestead rebate for the damaged property but the State ruled that West Orange was his primary residence. The documents submitted in support of the Toms River property being his primary residence simply do not meet the burden of proof to overcome the objective evidence. Therefore, Respondent is not eligible for the program because he has not proved that the damaged property was his primary residence at the time of the storm.

Date: 10/13/16



CHARLES A. RICHMAN
Commissioner