



STATE OF NEW JERSEY  
DEPARTMENT OF PERSONNEL

**Merit System Board**

**MINUTES OF REGULAR MEETING OF  
THE MERIT SYSTEM BOARD  
NOVEMBER 4, 2004**

**Marjorie A. Schwartz, Acting Chairwoman  
Flavella Branham  
John Currie**

**NOVEMBER 4, 2004**

\*\*\*\*\*

**A regular meeting of the Merit System Board was held on Wednesday, November 4, 2004, in Trenton, New Jersey.**

**PRESENT: Acting Chairwoman Marjorie A. Schwartz, Merit System Board Members, Flavella Branham, and John Currie, Pamela Ullman, Deputy Attorney General; and Henry Maurer, Director, Division of Merit System Practices and Labor Relations.**

**In accordance with L.1975, c.231, Acting Chairwoman Marjorie A. Schwartz opened the meeting with the following statement:**

**Notice of this meeting was filed with the Secretary of State and sent to the Trentonian, Trenton Times, Courier-Post and Star Ledger on December 11, 2003, and posted at the Department of Personnel, 3 Station Plaza, Trenton, New Jersey.**

**All actions were by unanimous vote unless otherwise specified.**

**STATE**

The Merit System Board recorded the recommended changes in the State Classification Plan, copies of which are attached hereto and made a part hereof.

**DATE:** October 7, 2004

**TO:** Marjorie A. Schwartz, Acting Commissioner  
Department of Personnel

**FROM:** Elizabeth Van Marter, Director  
Human Resource Management

**SUBJECT:** Change in the State Classification Plan

**STATE COLLEGES**

The Police Benevolent Association (PBA) 278 represented by Sanford Oxfeld request the reevaluation of the title Campus Police Officer. The justification included description of job duty changes that occurred over the last 24 years. The Department of Personnel reviewed the delineated changes and concurs that there has been some substantial changes in job content from a security function to a law enforcement function.

The resultant change for Campus Police Officer impacts the first-line supervisor (Sergeant, Campus Police) evaluation which would increase from class code 17 to 18. In addition the variant titles for both must be reevaluated.

It is recommended that the Campus Police Officer be reevaluated at a class code 15 and the Sergeant, Campus Police be evaluated at class code 18.

**TITLE REEVALUATION**

Effective: 04/17/04

**FROM:**

Campus Police Officer  
**F15**-32271 Competitive Y 40/12

Sergeant, Campus Police  
**F18**-32272 Competitive Y 40/12

**TO:**

Campus Police Officer  
**F16**-32271 Competitive Y 40/12

Sergeant, Campus Police  
**F19**-32272 Competitive Y 40/12

Campus Police Officer  
Bilingual in Spanish and English  
F15-32271C Competitive Y 40/12

Campus Police Officer  
Bilingual in Spanish and English  
F16-32271C Competitive Y 40/12

Sergeant, Campus Police  
Bilingual in Spanish and English  
F18-32272C Competitive Y 40/12

Sergeant, Campus Police  
Bilingual in Spanish and English  
F19-32272C Competitive Y 40/12

**DATE:** October 6, 2004

**TO:** Marjorie A. Schwartz, Acting Commissioner  
Department of Personnel

**FROM:** Elizabeth Van Marter, Director  
Human Resource Management

**SUBJECT:** Change in the State Classification Plan

**GENERAL**

The Office of Employee Relations (OER) and the International Federation of Professional and Technical Employees (IFPTE) recently negotiated a two-range increase for several titles, effective June 26, 2004. This increase resulted in the entry and senior level titles being assigned to the same range. A decision was made to elevate all entry level incumbents to the senior title, in lieu of raising the range at the entry level, as the end result would be the same. The entry level titles were inactivated.

The entry and senior levels of two of these titles are assigned to the non-competitive service. Thus, appointments can continue to be made to the senior level as in the past. One of the title series adversely affected is Laboratory Service Worker. The former entry level title was assigned to the non-competitive service, and the senior to the career service. New hires will now be subject to open-competitive examination procedures; in the past they were not.

It is requested that the title of Senior Laboratory Service Worker be renamed to Laboratory Service Worker 1 and reassigned to the non-competitive service.

**TITLE VERBIAGE CHANGE AND SERVICE REALLOCATION**

Effective: 01/02/04

**FROM:** Senior Laboratory Service Worker      **TO:** Laboratory Service Worker 1  
O08-01933 Competitive \* 35/12    O08-01933 Non-Competitive \* 35/12

**SECTION A – HEARING MATTERS**

**A-1 SETTLEMENTS**

In the Matter of Barbara Ainsworth  
New Lisbon Developmental Center  
Department of Human Services  
Resignation not in good standing

In the Matter of Ralph Brinkley  
Newark Housing Authority  
Removal

In the Matter of Robert Bullaro  
City of Trenton  
Fire Department  
Suspension

In the Matter of Barr-Tavious Ford  
Department of Labor  
Suspension

In the Matter of Alfred Frizziola  
New Jersey Department of Transportation  
Suspension and Removal

In the Matter of Hawah Greene  
County of Mercer  
Department of Human Services  
Suspension

In the Matter of Christopher Jonassaint  
Woodbine Developmental Center  
Department of Human Services  
Removal

In the Matter of Jennifer Kulish  
Department of Corrections  
Release at the end of the working test period

In the Matter of Wendell Smith  
Northern State Prison  
Department of Corrections  
Suspension

In the Matter of Glynis Thompson

County of Camden  
Department of Corrections  
Release at the end of the working test period

**RECOMMENDATION OF THE ADMINISTRATIVE LAW JUDGE IN THE ABOVE  
CASES – SETTLEMENT**

**ACTION:** The Merit System Board acknowledged the settlements.

**A2 GABRIELA A. BOSMEDIANO**

Gabriela A. Bosmediano, Social Service Aide, Middlesex County Board of Social Services, release at the end of the working test period effective August 19, 2003.

Recommendation of the Administrative Law Judge – Uphold the release at the end of the working test period.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-3 DONNAMARIE BRANNAN**

Donnamarie Brannan, Head Cottage Training Supervisor, New Lisbon Developmental Center, Department of Human Services, return to formerly held permanent title of Cottage Training Supervisor at the end of the working test period effective August 9, 2003.

Recommendation of the Administrative Law Judge – Uphold the return to formerly held permanent title at the end of the working test period.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-4 KINDRED BRUNSON**

Kindred Brunson, County Correction Officer, County of Union, Department of Public Safety, 20-day suspension on charges of conduct unbecoming a public employee, and violation of rules regarding untruthfulness.

Recommendation of the Administrative Law Judge – Reverse the 20-day suspension.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-5 WOJCIECH CZAJKOWSKI (CONSOLIDATION)**

Wojciech Czajkowski, Construction and Maintenance Technician 3, Department of Transportation, 30-day suspension and a fine of \$1,685 on charges of negligent damage/loss to state property and a three-month suspension on charges of leaving assigned work area without permission, unauthorized use of Department vehicle, falsification and neglect of duty.

Recommendation of the Administrative Law Judge – Reverse the 30-day suspension and uphold the three-month suspension and fine.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-6 MARILYN GANGES**

Marilyn A. Ganges, County Correction Captain, County of Burlington, County Jail, appealed her demotion to the position of Correction Lieutenant effective October 19, 2000, on charges of incompetency, inefficiency or failure to perform duties, conduct unbecoming a public employee, neglect of duty and other sufficient cause. While at the OAL, the penalty was amended from a demotion to a 20-day suspension.

Recommendation of the Administrative Law Judge – Uphold the 20-day suspension.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-7 EDITH JOHNSON**

Edith Johnson, Family Services Worker, County of Essex, Department of Citizen Services, ten-suspension on charges of insubordination, conduct unbecoming a public employee, other sufficient cause and violation of County policy and procedures.

Recommendation of the Administrative Law Judge – Dismiss the charges and reverse the ten-day suspension. The ALJ also finds that the discipline may not be used as a basis for removing her name from an eligible list for future promotions.

**ACTION:** The Merit System Board directed that this matter be held over.

**A-8 VICTOR MURPHY**

Victor Murphy, Juvenile Detention Officer, County of Gloucester, Office of the Sheriff, 180-day suspension on charges of insubordination and conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Modify the 180-day suspension to a three-month suspension.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-9 JOSEPH WALLACE**

Joseph Wallace, Police Officer, City of Newark, Police Department, 45-day suspension (15 days held in abeyance) on charges of neglect of duty and violation of Department rules regarding assistance to citizens and a five-day suspension on charges of neglect of duty and violation of rules regarding care of property.

Recommendation of the Administrative Law Judge – Reverse the 45-day suspension. It is noted that the five-day suspension was transmitted to the OAL, simultaneously with the 45-day suspension and both assigned the same docket number. However the ALJ did not make any findings with regard to the five-day suspension.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge and also reversed the five-day suspension.

**A-10 PAULA NEWMAN**

Paula Newman, Senior Youth Worker, Juvenile Justice Commission, Department of Law and Public Safety, removal effective May 21, 2003, on charges of inability to perform duties, insubordination and conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Uphold the removal.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**A-11 ARNOLD BORRERO**

Arnold Borrero, Police Officer, City of Newark, Police Department, 20-day suspension on charges of conduct unbecoming a public employee and violation of Police Department rules regarding conduct in public and private, and language. This matter was previously presented to the Merit System Board at its regular meeting of August 11, 2004.

Recommendation of the Administrative Law Judge – Uphold the 20-day suspension.

**ACTION:** The Merit System Board affirmed the recommendation of the Administrative Law Judge.

**SECTION B – MISECELLANEOUS MATTERS**

**B-1 JOHN D. GRIFFITH**

John D. Griffith, represented by Glenn C. Slavin, Esq., appeals his rejection as a Fire Fighter candidate by the City of Elizabeth and its request to remove his name from the eligible list for Fire Fighter (M2026A) on the basis of psychological unfitness to perform effectively the duties of the position.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-2 CHRISTOPHER SIANO**

Christopher Siano, represented by James P. Patuto, Esq., appeals his rejection as a Police Officer candidate by the Borough of Fair Lawn and its request to remove his name from the eligible list for Police Officer (S9999F) on the basis of psychological unfitness to perform effectively the duties of the position.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-3 HURIEL BELLO**

Huriel Bello appeals his rejection as a County Correction Officer by Passaic County and its request to remove his name from the eligible list for County Correction Officer (S9999D) on the basis of medical unfitness to perform effectively the duties of the position.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-4 TROY MOORE**

Troy Moore appeals his rejection as a Police Officer by the Township of Lakewood and its request to remove his name from the eligible list for Police Officer (S9999D) on the basis of medical unfitness to perform effectively the duties of the position.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-5 MICHAEL POLIDURA**

Michael Polidura, represented by Steven D. Altman, Esq., appeals his rejection as a Police Officer by the City of Perth Amboy and its request to remove his name from the eligible list for Police Officer (S9999D), Bilingual in Spanish and English, on the basis of medical unfitness to perform effectively the duties of the position.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-6 MICHAEL LINCOLN**

Michael Lincoln, a Correction Sergeant at the New Jersey State Prison, Department of Corrections, represented by Alexander Krewsun, New Jersey Law Enforcement Supervisors Association, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-7 PAUL POGGIOLI**

Paul Poggioli, a Supervising Auditor with the Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-8 MICHELLE RICKETTS**

Michelle Ricketts, a Senior Correction Officer at the Adult Diagnostic and Treatment Center, Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-9 MICHAEL ACOSTA**

Michael Acosta, represented by Gilberto M. Garcia, Esq., appeals the decision of Selection Services, which found that the County of Hudson had presented a sufficient basis to remove the appellant's name from the County Correction Officer (S9999A), County of Hudson, eligible list due to an unsatisfactory criminal record and the falsification of his employment application.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-10 ARNOLD AUBEE AND JOHNNIE HARRIS JR.**

Gabrielle Dujue appeals the ranking of Arnold Aubee and Johnnie Harris Jr., on certification OL041368 for Construction Management Specialist 1 (M6615F), Newark School District.

**ACTION:** The Merit System Board directed that the appeal be granted and Messrs. Aubee and Harris be re-ranked on the eligible list based on their actual residencies.

**B-11 THOMAS DENITZIO AND NEAL LESTRANGE**

Thomas Denitzio and Neal LeStrange, represented by Robert G. Sabattis, Esq., appeal the Township of Scotch Plains' request to bypass their names on the eligible list for Police Captain (PM3548B).

**ACTION:** The Merit System Board directed that these appeals be denied.

**B-12 KIZZY JOHNSON**

Kizzy Johnson, represented by Michael J. Montanari, Esq., appeals the decision of Human Resource Information Services, which upheld the removal of her name from the County Correction Officer (S9999D), Passaic County, eligible list based on an unsatisfactory employment record.

**ACTION:** The Merit System Board directed that this appeal be granted but the appellant's name be reflected as bypassed.

**B-13 RICHARD KASNOWSKI**

The Township of Jackson appeals the decision of Human Resource Information Services, which found that the appointing authority had not sufficiently documented and supported its request to remove the name of Richard Kasnowski from the eligible list for Police Officer (S9999D), Jackson Township.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-14 BERNARD MONKS**

Bernard Monks appeals the removal of his name from the eligible list for Teacher, Juvenile Facilities (C9526D), Cumberland County, on the basis that he lacked the minimum requirements for the position.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-15 CHARLES STILLITANO**

Charles Stillitano, represented by Bette R. Grayson, Esq., appeals the decision of Human Resource Information Services (HRIS), which upheld the removal of his name from the eligible list for Sheriff's Officer Sergeant (PC3020C), Union County on the basis of an unsatisfactory employment record.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-16 COMMUNITY SERVICE WORKER (M0487E), CITY OF TRENTON**

The appointing authority's failure to dispose of the certification for Community Service Worker, while three provisionals are serving in the title, has been referred to the Merit System Board for enforcement.

**ACTION:** The Merit System Board ordered the appointing authority to remove the provisional appointees, make appointments from the certification, and pay compliance costs.

**B-17 ELECTRICAL SUBCODE OFFICIAL (M9579B), CITY OF LINDEN**

The appointing authority requests permission not to make an appointment from the certification for Electrical Subcode Official (M9579B), City of Linden.

**ACTION:** The Merit System Board granted a waiver but assessed selection costs.

**B-18 RIGHT OF WAY NEGOTIATOR TRAINEE (S6737F), STATEWIDE**

The Department of Transportation requests permission not to make an appointment from the certifications for Right of Way Negotiator Trainee (S6737F), Statewide.

**ACTION:** The Merit System Board granted the request for appointment waivers but deferred selection costs.

**B-19 TELEPHONE OPERATOR, BILINGUAL SPANISH/ENGLISH (M0293D), CITY OF JERSEY CITY**

The appointing authority requests permission not to make an appointment from the certification for Telephone Operator, Bilingual Spanish/English (M0293D), City of Jersey City.

**ACTION:** The Merit System Board granted the request for appointment waiver but assessed selection costs.

**B-20 JOANNE COLE**

Joanne Cole, a former Executive Secretary with the Division of Consumer Affairs (Board of Nursing), Department of Law and Public Safety, appeals the determination of the Chief of Staff, which found that there was probable cause to substantiate a finding that the appellant violated the New Jersey State Policy Prohibiting Discrimination, Harassment or Hostile Environments in the Workplace.

**ACTION:** Merit System Board directed that this appeal be granted.

**B-21 JOHN WARD**

The Village of Ridgewood requests that John Ward receive a retroactive date of appointment pursuant to a settlement agreement.

**ACTION:** The Merit System Board granted the request.

**B-22 GARY PRICE, ET AL.**

Gary Price, Steven Pynn and Dennis Tibus, employees of the Edgewater Municipal Utilities Authority, represented by Rosemarie Cipparulo, Esq., petition the Merit System Board for recognition of their status as career service employees pursuant to N.J.S.A. 11A:3-2 and N.J.A.C. 4A:3-1.1.

**ACTION:** The Merit System Board denied the request.

**B-23 JUSTIN DELANEY**

The Township of Brick, represented by Robert J. Merryman, Esq., petitions the Merit System Board for a stay of the decision *In the Matter of Justin Delaney, Police Officer (S9999B), Township of Brick* (MSB, decided June 23, 2004), which granted Mr. Delaney's appeal and ordered his appointment as a Police Officer.

**ACTION:** The Merit System Board denied the request for a stay.

**B-24 GINA M. FILARDO**

Gina M. Filardo, a Senior Probation Officer with the Administrative Office of the Courts, represented by Benjamin Benson, Esq., petitions the Merit System Board for interim relief of her immediate suspension.

**ACTION:** The Merit System Board denied the request.

**B-25 WILLIAM OCH, JR.**

William Och, Jr. a Maintenance Repairer with the Middle Township Board of Education, petitions the Merit System Board for interim relief of his removal, effective October 23, 2001.

**ACTION:** The Merit System Board denied the request.

**B-26 VIRIGINIA RYNONE**

The Superior Court of New Jersey, Appellate Division, has remanded the matter of Virginia Rynone's 10-day suspension, beginning February 21, 2002, on charges, to the Merit System Board for further findings of fact and conclusions of law.

**ACTION:** The Merit System Board directed that this matter be remanded to the Office of Administrative Law.

**B-27 SENIOR PUMPING STATION REPAIRER (PM0933A), MAINTENANCE REPAIRER (PM1543B) AND GENERAL SUPERVISOR WATER (PM2330A), EAST ORANGE WATER DEPARTMENT**

The City of East Orange requests reconsideration of that part of the final decision of the Merit System Board rendered on January 7, 2004, which assessed the East Orange Water Department costs.

**ACTION:** The Merit System Board granted reconsideration and assessed half of the total costs.

**B-28 CARLOS BARNES**

The appeal of Carlos Barnes, a Senior Youth Worker in the Atlantic Youth Center, Juvenile Justice Commission, of his 30 working-day suspension on charges, was heard by Administrative Law Judge W. Todd Miller (ALJ), who rendered his initial decision on September 9, 2004. At its meeting on October 20, 2004, the Board did not adopt the ALJ's recommendation to uphold the 30 working-day suspension. Rather, the Board increased the penalty from a 30 working-day suspension to a 90 working-day suspension. The proposed final decision is now submitted for the Board's review.

**ACTION:** The Merit System Board adopted the final decision.

**B-29 KATHLEEN BAKLARZ**

Kathleen Baklarz appeals the determination of the Division of Selection Services that she did not meet the requirements for the promotional examination for Coordinator, Special Child Health Services Program (PC1311E), Sussex County.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-30 MARK BALDWIN, ET AL.**

Mark Baldwin, Latitia Borden, Gina Burnett, Kathleen Callan, Carmen Garber, Alisha Gilletti, Shakeelah Gilyard, Isaih Heyward, Karen Isnardi, Anika Jackson, Nakieba Jackson, Karen L. Johnson, Larry Jones, Joseph Keyes, Jacinta Lodonou, Eric McRoy, Alexander Miles, Lauren Moorhouse, Deborah Munoz, Victory Murphy, Rodney Nelson, Jennifer Reilly, Jamie Roberts, Keith Sadler, Trejen Strickland, Wanda Sutton, Angela Thomas, Thomas Tucker, Wayne Turner and Joy Woodson appeal the determinations of the Division of Selection Services which found that they were below the minimum requirements in experience for the open-competitive examination for Family Service Specialist 2 (S6753F), Department of Human Services.

**ACTION:** The Merit System Board directed that these appeals be denied.

**B-31 PATRICK W. BIGOSS**

Patrick W. Bigoss appeals the determination of the Division of Selection Services, which found that he did not meet the experience requirements for the open competitive examination for Senior Fire Instructor (S0255E), Burlington County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-32 MARCUS BRANDMAIER**

Marcus Brandmaier appeals the determination of the Division of Selection Services that per the substitution clause for education, he did not meet the experience requirement for the promotional examination for Technician, Management Information Systems (PS9241T), Department of Transportation.

**ACTION:** The Merit System Board directed that his appeal be granted.

**B-33 JOHN CAMILLO**

John Camillo appeals the determination of the Division of Selection Services, which found that he was below the minimum requirements in experience for the promotional examination for Occupational Safety Consultant 2 (PS0432T), Department of Transportation.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-34 JENNIFER CARLING, ET AL.**

Jennifer Carling, Timothy Mailley, and Michael Smolens appeal the decision of the Division of Selection Services, which found that they did not meet the education and/or experience requirements for the promotional examination for Technician, Management Information Systems (MIS) (PM1431E), Ocean County.

**ACTION:** The Merit System Board directed that these appeals be granted.

**B-35 SUSAN CARSON**

Susan Carson appeals the determination of the Division of Selection Services, which found that she was below the minimum requirements in experience for the promotional examination for Health Data Specialist 2 (PS9969H), Department of Health and Senior Services.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-36 MARGARET S. CHANN**

Margaret S. Chann appeals the determination of the Division of Selection Services, which found that she did not meet the experience requirements for the open competitive examination for Human Services Specialist 2 (C0636E), Gloucester County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-37 LILLIAN COMINSKI**

Lillian Cominski appeals the determination of the Division of Selection Services that she did not meet the education and experience requirements for the promotional examination for Principal Income Maintenance Technician (PS8570K), Department of Human Services.

**ACTION:** The Merit System Board directed that his appeal be denied.

**B-38 REBECCA CONNELL**

Rebecca Connell appeals the determination of the Division of Selection Services that she did not meet the education and experience requirements for the promotional examination for Technical Assistant Personnel (PS8838I), Department of Corrections.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-39 PALMA CONOVER**

Palma Conover appeals the determination of the Division of Selection services that she did not meet the experience requirements for the promotional examination for Supervising Procurement Specialist (PC1252E), Atlantic County.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-40 STARRMISSA DANIELS**

Starrissa Daniels appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for the open competitive examination for Construction Management Specialist 4 (M6619F), Newark School District.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-41 SHARON DAVIS**

Sharon Davis appeals the determination of the Division of Selection Services, which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Classifications Officer 3 (PS0560I), and Program Development specialist 2 (PS0561I) Southern State Correctional Facility.

**ACTION:** The Merit System Board directed that the appeal for Classification Officer 3 be granted but denied the appeal for Program Development Specialist 2. The Merit System Board also referred the matter of her classification to the Division of Human Resource Management.

**B-42 ADAM J. DICLAUDIO**

Adam J. DiClaudio appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, he did not meet the experience requirements for the open competitive examination for Senior Income Maintenance Technician (S0225E), Department of Human Services.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-43 STANELY DREW**

Stanley Drew appeals the determination of the Division of Selection Services, which found that he did not meet the minimum requirements in experience for the promotional examination for Rehabilitation Coordinator, Mental Health (PS0306K), Ancora Psychiatric Hospital.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-44 OLIMPIA ESPOSITO**

Olimpia Esposito appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Management Assistant (PS1200U), Department of the Treasury.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-45 CARLTON FOLKS**

Carlton Folks appeals the determination of the Division of Selection Services, which found that he was below the minimum requirements in experience for the promotional examination for Instructor Counselor (PS01282I), Department of Corrections.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-46 MARIANNE GORISH**

Marianne Gorish appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the promotional examination for Senior Technician, Management Information Systems (PS8661N), Department of Labor.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-47 CALVIN GRAY**

Calvin Gray appeals the determination of the Division of Selection Services, which found that he was below the minimum requirements in experience for the promotional examination for Data Processing Analyst 1 (PS1608K), Division of Family Development.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-48 MEGAN HNATH-BROWN**

Megan Hnath-Brown appeals the determination of the Division of Selection Services, which found that she was below the minimum requirements in experience for the position of Administrative Analyst 1 (Data Processing), Department of Environmental Protection.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-49 JAMIE KNOTTS**

Jamie Knotts appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Technical Assistant Personnel (PS8838I), Department of Corrections.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-50 MARCELLA LONGO**

Marcella Longo appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirement for the open competitive examination for Assistant Purchasing Agent (C0738F), Mercer County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-51 THOMAS LOVETT**

Thomas Lovett appeals the determination of the Division of Selection Services, which found that he was below the minimum requirements in experience for the promotional examination for Supervising Inventory Control Clerk (PC1913E), Middlesex County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-52 JOSEPH MCCLINTOCK**

Joseph McClintock appeals the determination of the Division of Selection Services, which found that he was below the minimum requirements in experience for the promotional examination for Head Grounds Worker (PS9898K), Woodbine Developmental Center.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-53 KELLE MCMILLAN**

Kelle McMillan appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for the examination for Assistant Administrative Analyst (PM0240E), City of Trenton.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-54 VIRGINIA MILITELLO, ET AL.**

Virginia Militello, Kathy LeLache and Shonda Fince appeal the determinations of the Division of Selection Services that they did not meet the requirements for the open competitive examination for Principal Social Service Aide (S0240E), Statewide.

**ACTION:** The Merit System Board directed that these appeals be granted.

**B-55 TIM NELSON**

Tim Nelson appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the open competitive examination for Principal Library Assistant/Technical Assistant Management Information Systems (M6300E), Willingboro Township.

**ACTION:** The Merit System Board directed that this appeal be denied but directed that the matter of his classification be referred to the Division of Human Resource Management.

**B-56 CHRISTOPHER C. MURPHY, JR.**

Christopher C. Murphy, Jr. appeals the determination of the Division of Selection Services, which found that he did not meet the experience requirements for the open competitive examination for Admissions and Records Officer (C6133E), Hudson County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-57 THEODORA OSBORN**

Theodora Osborn appeals the determination of the Division of Selection Services, which found that she was below the minimum requirements in experience for the promotional examination for Supervising Clerk Typist (PC0550F), Ocean County.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-58 JAMES R. OWENS**

James R. Owens appeals the determination of the Division of Selection Services, which found that he did not meet the experience requirements for the open competitive examination for Supervising Admissions and Records Officer (C0654E), Hudson County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-59 JAMES PRECIADO**

James Preciado appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the open competitive examination for Construction Official (S9221E).

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-60 C. RINA PRINCIPATO**

C. Rina Principato appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Contract Administrator 1 (PS8092H), Department of Health and Senior Services.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-61 JEANNETTE SALEM**

Jeannette Salem appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she was below the minimum requirements in experience for the promotional examination for Supervising Program Analyst (PC1924E), Hudson County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-62 KIRK SCHUETZ**

Kirk Schuetz appeals the determination of the Division of Selection Services, which found that he did not meet the experience requirements for the open competitive examination for Youth Group Worker (C0726F), Burlington County.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-63 CHERYL SHANER**

Cheryl Shaner appeals the determination of the Division of Selection Services, which found that she was below the minimum requirements in experience for the promotional examination for Paralegal Technician 2 (PS9977H), Department of Health and Senior Services.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-64 KOMALA SUDHAKARA**

Komala Sudhakara appeals the determination of the Division of Selection Services that she did not meet the education and experience requirements for the promotional examination for Senior Income Maintenance Technician (PS8105H), Department of Health and Senior Services.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-65 ROBERT URBAN**

Robert Urban appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the promotional examination for Sign Maker 1 (PM0539F), Freehold Township.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-66 RICARDO VEGA, JR.**

Ricardo Vega, Jr. appeals the determination of the Division of Selection Services that he did not meet the experience requirements for the promotional examination for Principal Laboratory Service Worker (PS1517A), Department of Agriculture.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-67 DONALD WIGGINS**

Donald Wiggins appeals the determination of the Division of Selection Services, which found that he did not meet the experience requirements for the promotional examination for District Office Manager 1, Medical Assistance and Health Services (PS8565K), Division of Medical Assistance and Health Services.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-68 EVALINA MATHIS, ET AL.**

Evalina Mathis, David Renna, Tatiana Walrond, Frank Villano, Barby Menna, and Mary Garas appeal the determinations of the Division of Selection Services that they did not submit a copy of their college transcripts as required for the open competitive examination for Probation Officer (S0300F).

**ACTION:** The Merit System Board directed that these appeals be granted.

**B-69 OCTAVIO ANGELOZZI**

Octavio Angelozzi appeals his score for the oral portion of the examination for Fire Lieutenant (PM2502E), Irvington.

**ACION:** The Merit System Board directed that this appeal be denied.

**B-70 KEITH BIERWISCH**

Keith Bierwisch appeals his score for the oral portion of the examination for Fire Lieutenant (PM2502E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-71 JEROME BROOKS**

Jerome Brooks appeals his score for the oral portion of the examination for Fire Lieutenant (PM2502E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-72 MICHAEL CARNEGLIA**

Michael Carneglia appeals his score for the oral portion of the examination for Fire Lieutenant (PM2511E), New Brunswick City.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-73 RICHARD CHARNIGA**

Richard Charniga appeals his score for the oral portion of the examination for Fire Lieutenant (PM2502E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-74 MICHAEL DE LUTIO**

Michael de Lutio appeals his score for the oral portion of the examination for Fire Lieutenant (PM2511E), New Brunswick City.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-75 LOUIS FERDINANDI**

Louis Ferdinandi appeals his score for the oral portion of the examination for Fire Lieutenant (PM2502E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-76 ANTONIO GARY**

Antonio Gary appeals his score for the oral portion of the examination for Fire Lieutenant (PM2502E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-77 MICHAEL GIORDANO**

Michael Giordano appeals his score for the oral portion of the examination for the second level Fire Captain (PM3505E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-78 EDWARD GLASSEN**

Edward Glassen appeals his score for the oral portion of the examination for Fire Lieutenant (PM2502E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-79 MICHAEL INGRAM**

Michael Ingram appeals his score for the oral portion of the examination for the second level Fire Captain (PM3505E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-80 SCOTT MCDONALD**

Scott McDonald appeals his score for the oral portion of the examination for Fire Lieutenant (PM2502E), Irvington.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-81 ASHOK PATEL AND SHAFIUR RAHMAN**

Ashok Patel and Shafiur Rahman appeal their scores on the open competitive examination for Electrical Engineer Trainee (S6739F).

**ACTION:** The Merit System Board directed that these appeals be denied.

**B-82 TIMOTHY COPELAND**

Timothy Copeland appeals the determination of the Division of Selection Services, which denied his request for a make-up examination for Police Sergeant (PM2534E), Ewing Township. This matter was held over from the September 22, 2004 Merit System Board meeting for further review.

**ACTION:** The Merit System Board directed that this appeal be granted.

**B-83 THOMAS KONDASH**

Thomas Kondash requests a make-up for the promotional examination for Project Engineer Traffic (PS9571T), Department of Transportation.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-84 EDWIN CINTRON**

Edwin Cintron appeals the determination of the Division of Selection Services, which found that his application for Fire Captain (PM3509F), Camden City, was late.

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-85 DAVID CONTE**

David Conte appeals the determinations of the Division of Selection Services, which denied him admittance to the promotional examination for Fire Lieutenant (PM2631F), Clifton.

**ACTION:** The Merit System Board directed that this matter be held over.

**B-86 ROBERT SCOTT**

Robert Scott appeals the validity of the open competitive examination for Management and Operations Analyst 2 (S6726E).

**ACTION:** The Merit System Board directed that this appeal be denied.

**B-87 DEENA GLOVER**

The City of Bridgeton request relaxation of N.J.A.C. 4A:4-71.A(c) so as to permit the intergovernmental transfer of Deena Glover from the title of Sheriff's Officer, Gloucester County Sheriff's Office to the title of Police Officer, City of Bridgeton.

**ACTION:** The Merit System Board granted the request.

**B-88 FRANK WHITE**

The Borough of Lavalette requests relaxation of N.J.A.C. 4A:4-7.1A(c) so as to permit the intergovernmental transfer of Frank White from the title of Sheriff's Officer, Hudson County Sheriff's Office to the title of Police Officer, Borough of Lavalette.

**ACTION:** The Merit System Board granted the request.

**B-89 RECENT COURT DECISIONS**

Submitted for the Board's review are copies of recent court decision involving the Merit System Board in the matters of *In the Matter of Steven T. Dill, Ryan J. McNeil and Michael C. McNeil*, *In the Matter of Daniel Antonelli, et al.*, and *In the matter of Brian Battel* (Appellate Division, decided 9/2/04); *In the Matter of Thelma J. Tutt, Department of Human Services* (Appellate Division, decided 9/24/04); *In the Matter of Robert Oches* (Appellate Division, decided 9/27/04).

**ACTION:** The Merit System Board noted the decisions.

**B-90 EARLY SETTLEMENT**

Kendall L. Blount  
Woodbine Developmental Center  
Department of Human Services  
Removal and Suspensions

Frederick Foy  
Department of the Treasury  
Suspension

James T. Kearns  
Department of Labor  
Release at the end of the working test period

Fatisha H. Singleton  
Department of Labor  
Release that end of the working test period

Gail Zeyack  
Department of Health and Senior Services  
Release at the end of the working test period.

**ACTION:** The Merit System Board acknowledged the settlements.

**B-91 MERIT SYSTEM BOARD MINUTES**

Submitted for adoption are the Merit System Board Minutes of its meeting on October 20, 2004.

**ACTION:** The Merit System Board adopted the minutes of its meeting of October 20, 2004.

**There being no further business before the Merit System Board, the meeting was adjourned to convene on Wednesday, November 17, 2004 at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.**

---

**MARJORIE A. SCHWARTZ**  
**COMMISSIONER**  
**MERIT SYSTEM BOARD**