

B-19



STATE OF NEW JERSEY

**FINAL ADMINISTRATIVE ACTION
OF THE
CIVIL SERVICE COMMISSION**

In the Matter of William Walmsley,
Assistant Engineer Civil (C0707U),
Morris County

CSC Docket No. 2017-2574

Examination Appeal

ISSUED: MAY 03 2017

(RE)

William Walmsley appeals the determination of the Division of Agency Services which found that he did not meet the minimum experience requirements for the open-competitive examination for Assistant Engineer Civil (C0707U), Morris County.

The subject open-competitive was announced with specific requirements that had to be met as of the September 27, 2016 closing date (see attached). There was one candidate on the eligible list, which has been certified once, but the applicant was removed for failure to respond to the certification and the list is now exhausted.

Mr. Walmsley listed two positions on his application; provisional Assistant Engineer Civil, and Engineering Intern with Dresdner Robin. The appellant was credited with four months of experience in his provisional position, and was found to be lacking eight months of full-time experience.

On appeal, the appellant states that he is currently still employed and now has seven months of experience, as well as five months of internship experience.

N.J.A.C. 4A:4-2.3(b) provides that applicants shall meet all requirements specified in the open competitive examination announcement by the closing date.

CONCLUSION

Initially, the appellant was correctly denied admittance to the subject examination since he lacked eight months of qualifying experience. His experience in the second position was inapplicable as it was an internship. Internships which are part of degree programs generally cannot also be counted as experience when an applicant has already received credit for possessing the specified degree. *See In the Matter of Marsha Martin* (MSB, decided February 9, 2005). Nonetheless, the subject list has been exhausted. The appellant is still serving as a provisional appointee and he has accrued an additional eight months of full-time experience since the September 2016 closing date. Based on the particular circumstances presented, good cause has been established to relax the provisions of *N.J.A.C. 4A:4-2.3(b)* to accept the appellant's additional experience beyond the closing date and admit him to the examination.

ORDER

Therefore, it is ordered that this appeal be granted, and the appellant's application be processed.

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 3rd DAY OF MAY, 2017



Robert M. Czech
Chairperson
Civil Service Commission

Inquiries
and
Correspondence

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

Attachment

c: William Walmsley
Frank Corrente
Kelly Glenn
Records Center



Job Announcements

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printable version

Symbol: C0707U

Title: ASSISTANT ENGINEER CIVIL

Issue Date: 09/06/2016

Closing Date: 09/27/2016

Jurisdiction: MORRIS COUNTY

Salary: \$52,300.00 Per Year

Num. of Positions: 1

Workweek: 35 Hours per week

Application Fee: \$25.00

OPEN TO RESIDENTS OF:

1) Morris County 2) Essex County, Hunterdon County, Passaic County, Somerset County, Sussex County, Union County, Warren County

REQUIREMENTS:

EDUCATION: Graduation from an accredited college or university with a Bachelor's degree in Civil Engineering. Please upload a copy of your transcript with your application. Failure to do so will result in ineligibility.

NOTE: Foreign transcripts must be evaluated by a recognized evaluation service. Please upload a copy of your evaluation with your application. Failure to do so will result in ineligibility.

NOTE: Possession of a Professional Engineer's license or an Engineer-in-Training certificate issued by the New Jersey State Board of Professional Engineers and Land Surveyors may be substituted for the above educational requirement. If you are substituting a license or certificate for the required education, please upload a copy of your license or certificate with your application. Failure to do so will result in ineligibility.

EXPERIENCE: One (1) year of experience in civil engineering.

LICENSE: Appointees will be required to possess a driver's license valid in New Jersey only if the operation of a vehicle, rather than employee mobility, is necessary to perform essential duties of the position.

Customer Care and Technical Support: If you are having difficulty submitting your application online, customer care and technical support are available during regular business hours, 8:00 a.m. to 4:00 p.m. EST, Monday - Friday, excluding holidays and emergency closings. Please email: OAS.support@csc.nj.gov or call (609) 292-4144. Please note that application support requests received outside regular business hours on the closing date will not change the application filing deadline so PLEASE FILE EARLY.

IMPORTANT INFORMATION:

1. NJAC 4A:4-2.3(b) states that all requirements must be met as of the closing date.
2. Online applications must be completed and submitted by the closing date listed above.
3. **You must complete your application in detail.** Your score may be based on a comparison of your background with the job requirements. **Failure to complete your application properly may lower your score or cause you to fail.**
4. If an employment list results from this announcement, it may be certified to fill full-time and part-time positions.
5. Effective September 1, 2011, the New Jersey First residency law was enacted. Please click here for additional information.
6. In accordance with Public Law 2010 c. 26, Veterans pay a reduced application fee of \$15.00 if they have previously established Veteran's Preference with the DMAVA (as defined by NJSA 11A:5-1 et seq). Those claiming Veteran's Preference but have not yet received approval from DMAVA must pay the full application fee and may request a refund if the claim is approved at least 8 days prior to the issuance of the eligibility list. Please note this reduced fee does not apply to Public Safety titles.
7. Application fees submitted via personal check or money order must be postmarked within **five (5) business days** of submitting your application. If your fee is postmarked after five (5) business days, or is returned as invalid, you will be declared ineligible and denied admittance to the examination process.