

DECISION RENDERED BY THE
CIVIL SERVICE COMMISSION ON
THE 19TH DAY OF AUGUST, 2020



Deirdré L. Webster Cobb
Chairperson
Civil Service Commission

Inquiries
and
Correspondence

Christopher S. Myers
Director
Division of Appeals and Regulatory Affairs
Civil Service Commission
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State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

DISMISSAL

OAL DKT. NO. CSV 08406-19

AGENCY DKT. NO. 2019-3587

**IN THE MATTER OF MATTHEW
OLSEN, DEPARTMENT OF
TRANSPORTATION.**

Matthew Olsen, appellant, pro se

**Nonee Lee Wagner, Deputy Attorney General, for respondent (Gurbir S. Grewal,
Attorney General of New Jersey, attorney)**

Record Closed: July 13, 2020

Decided: July 16, 2020

BEFORE EDWARD J. DELANOY, JR., Deputy Director and ALAJ:

The matter was transmitted to the Office of Administrative Law (OAL), where it was filed on June 20, 2019. After an unsuccessful settlement conference, the matter was assigned to me. Telephone conferences were held on September 11, 2019, October 21, 2019, December 4, 2019, and January 9, 2020, during which time appellant indicated he was attempting to retain counsel. Appellant was given an additional sixty days to advise if he retained counsel. A telephone conference was scheduled for April 9, 2020, but adjourned due COVID-19. Notices providing dial-in numbers were sent to the parties for the rescheduled conference call for May 27, 2020. DAG Wagner called

in for the May 27, 2020, telephone conference, but appellant did not. The call was rescheduled as a dial-in for July 1, 2020, and notices were sent out on June 1, 2020, reminding appellant that "if you do not participate in the conference, the file will be returned to the transmitting agency for appropriate action which may include imposition of the proposed penalty or granting the relief requested by the other party." On July 1, 2020, the DAG called in for the call; however, appellant did not dial in, nor did he contact the OAL providing a reason for his failure to dial-in for the conference call.

Appellant has not forwarded a letter of explanation for his failure to appear for two telephone conferences, a letter of withdrawal, or a request to move forward to a hearing. Therefore, I **CONCLUDE** that respondent has abandoned his appeal.

ORDER

It is hereby **ORDERED** that this appeal be **DISMISSED**.



July 16, 2020
DATE

EDWARD J. DELANOY, JR., Deputy
Director & ALAJ

Date Received at Agency: _____

Date Mailed to Parties: _____

mph