

BRENDA A. CUCUKOV AND	:	
ANGELA D. D’OTTAVIO,	:	
	:	COMMISSIONER OF EDUCATION
PETITIONERS,	:	
	:	
V.	:	DECISION
	:	
BOARD OF EDUCATION OF THE	:	
CITY OF VINELAND,	:	
CUMBERLAND COUNTY,	:	
	:	
RESPONDENT.	:	
_____	:	

SYNOPSIS

Petitioners – whose tenured teaching positions were abolished – claimed entitlement to positions held by allegedly less senior employees. Subsequently, the respondent Board rehired petitioner D’Ottavio – who then withdrew her petition – and offered petitioner Cucukov reemployment. Respondent filed a motion for summary decision, which petitioner Cucukov did not oppose.

The ALJ granted respondent’s motion for summary decision, finding that petitioner Cucukov declined to oppose the motion; therefore her petition must be dismissed.

Upon a thorough and independent review of the record, the Commissioner found that the controversies alleged in the petition appear to have been resolved or abandoned. Accordingly, the petition was dismissed in its entirety.

This synopsis is not part of the Commissioner’s decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commissioner.
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June 25, 2010

OAL DKT. NO. EDU 6677-09
AGENCY DKT. NO. 197-8/09

BRENDA A. CUCUKOV AND
ANGELA D. D'OTTAVIO,

PETITIONERS,

V.

BOARD OF EDUCATION OF THE
CITY OF VINELAND,
CUMBERLAND COUNTY,

RESPONDENT.

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COMMISSIONER OF EDUCATION

DECISION

Upon review of the record and the Initial Decision of the Office of Administrative Law, the Commissioner adopts the Initial Decision in this case for the reasons articulated by the Administrative Law Judge. Accordingly, respondent's motion to dismiss the portion of the petition which pertains to Brenda Cucukov is granted – without petitioner's objection.¹

Insofar as the controversies alleged in the petition appear to have been resolved or abandoned, the petition is hereby dismissed in its entirety.

IT IS SO ORDERED.²

COMMISSIONER OF EDUCATION

Date of Decision: June 25, 2010

Date of Mailing: June 25, 2010

¹ As Petitioner D'Ottavio has been rehired by respondent and provided with back pay, she has withdrawn the claims which had been set forth in the petition on her behalf

² This decision may be appealed to the Superior Court, Appellate Division, pursuant to *P.L. 2008, c. 36*.