

12-19SEC (SEC Decision: Not Available Online)

Agency Dkt. No. 289-11/18

In the Matter of Daniel Berlin, :
Discovery Charter School, : Commissioner of Education
Essex County. : Decision
_____ :

The Commissioner has reviewed the record of this matter and the decision of the School Ethics Commission (SEC) – finding that respondent violated the School Ethics Act (SEA) for failure to complete his Governance 3 training program, in accordance with *N.J.S.A.* 18A:12-33 and *N.J.A.C.* 6A:28-4.1. The SEC’s decision was forwarded to the Commissioner for final determination on the recommended penalty pursuant to *N.J.S.A.* 18A:12-29(c). The SEC advises that as of the date of its decision, respondent had not completed the training as directed. Respondent has not filed exceptions to the recommended penalty, nor has he instituted an appeal of the SEC’s underlying finding of violation pursuant to *N.J.A.C.* 6A:4-1 *et seq.*

Upon review, the Commissioner concurs with the penalty recommended by the SEC for respondent’s failure to timely honor an obligation placed upon school officials by law. Additionally, respondent is admonished for causing the unnecessary expenditure of administrative and adjudicative resources at both State and local levels.

Accordingly – effective from the date of this decision – respondent is hereby removed as a school official found to have violated the SEA, for failure to complete required training.

IT IS SO ORDERED.¹

COMMISSIONER OF EDUCATION

Date of Decision: January 14, 2019

Date of Mailing: January 15, 2019

¹ This decision may be appealed to the Appellate Division of the Superior Court pursuant to *P.L.* 2008, *c.* 36 (*N.J.S.A.* 18A:6-9.1).