

WHEREAS, the Commission notified Mr. Felice that the Commission would discuss this matter at its May 27, 1997 meeting, that he had the right to attend, and he could be found in violation of the School Ethics Act and receive a penalty up to removal; and

WHEREAS, Mr. Felice has failed to attend the required training program in one year; and

WHEREAS, Mr. Felice has set forth that he was medically incapable of attending the required training session for the year allowed by law, but that he is now permitted to resume all normal activities; and

WHEREAS, the Commission finds that Mr. Felice is able to attend the June 20-22, 1997 session as he has set forth, and

WHEREAS, the Commission finds that it would be appropriate to have him removed from the board if he fails to attend the June 20-22, 1997 session;

NOW THEREFORE BE IT RESOLVED that the School Ethics Commission will dismiss the Order against Frank J. Felice for violating N.J.S.A. 18A:12-33 of the School Ethics Act if he attends the June 20-22, 1997 session, but recommends that the Commissioner of Education impose a penalty of removal from the board if he does not attend the June 20-22, 1997, session.

Dated: May 27, 1997

Paul C. Garbarini, Chairperson

I certify that the within Resolution was duly adopted by the School Ethics Commission at its Public Meeting on May 27, 1997.

Lisa James-Beavers, Executive Director

This matter shall be transmitted to the Commissioner of Education for action on the Commission's recommendation for sanction pursuant to N.J.S.A. 18A:12-29. Within thirteen (13) days from the date on which the Commission's decision was mailed to the parties, any party may file written comments on the recommended sanction with the Commissioner of Education, c/o Bureau of Controversies and Disputes, 100 Riverview Plaza, CN 500, Trenton, NJ 08625, marked "Attention: Comments on Ethics Commission Sanction." A copy of any comments filed must be sent to the School Ethics Commission and all other parties.