

401-00

M.L., on behalf of minor child, S.C., :
PETITIONER, :
V. : COMMISSIONER OF EDUCATION
DECISION
BOARD OF EDUCATION OF THE :
TOWNSHIP OF WEST ORANGE, ESSEX :
COUNTY, :
RESPONDENT. :

SYNOPSIS

Petitioning grandparent challenged the Board's residency determination that her granddaughter was not entitled to a free public education in the District.

The ALJ dismissed the petition because of failure to prosecute by petitioner. The ALJ ordered petitioner to reimburse the Board a total of \$7,264.95 for payment of the period of ineligible attendance in the District.

The Commissioner adopted the findings and determination in the Initial Decision as his own. The Commissioner directed petitioner to remit to the Board the sum of \$7,264.95.

December 7, 2000

OAL DKT. NO. EDU 11822-99
AGENCY DKT. NO. 306-10/99

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The record and Initial Decision issued by the Office of Administrative Law (OAL) have been reviewed. No exceptions were filed by the parties.

Upon review of the record, the Commissioner agrees with and adopts the Initial Decision as the final decision in this matter for the reasons expressed therein by the Administrative Law Judge.

Accordingly, the Petition of Appeal is hereby dismissed and petitioner is ordered to remit to respondent the sum of \$7,264.95 for the period of S.C.'s ineligible attendance in the West Orange School District.

IT IS SO ORDERED.*

COMMISSIONER OF EDUCATION

Date of Decision: December 7, 2000

Date of Mailing: December 7, 2000

* This decision, as the Commissioner's final determination, may be appealed to the State Board of Education pursuant to *N.J.S.A. 18A:6-27 et seq.* and *N.J.A.C. 6A:4-1.1 et seq.*, within 30 days of its filing. Commissioner decisions are deemed filed three days after the date of mailing to the parties.