

#553-11

OAL DKT. NO. EDU 9565-10  
AGENCY DKT. NO. 202-7/10

STEPHANIE ANNE SERBER, :  
 :  
 PETITIONER, :  
 :  
 V. : COMMISSIONER OF EDUCATION  
 :  
 STATE-OPERATED SCHOOL DISTRICT : DECISION  
 OF THE CITY OF PATERSON, :  
 PASSAIC COUNTY, :  
 :  
 RESPONDENT. :

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The record of this matter and the Initial Decision of the Office of Administrative Law have been reviewed. The parties submitted no exceptions to the Initial Decision.

In the file is correspondence from petitioner's counsel representing that petitioner was notified about the October 31, 2011 hearing date and advised that failure to appear at same could result in the dismissal of her petition. Insofar as petitioner did not, in fact, attend the hearing, the Commissioner concurs with the Administrative Law Judge that this matter is appropriately dismissed for failure to prosecute.

Accordingly, the recommended decision of the OAL is adopted and the instant petition of appeal is hereby dismissed.

IT IS SO ORDERED.\*

ACTING COMMISSIONER OF EDUCATION

Date of Decision: December 13, 2011

Date of Mailing: December 13, 2011

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\* 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*).