

#178-13

GLORIA GRANTHAM, :
 :
 PETITIONER, :
 : COMMISSIONER OF EDUCATION
 V. :
 :
 : DECISION
 BOARD OF EDUCATION OF :
 THE CITY OF PLEASANTVILLE, :
 ATLANTIC COUNTY, AND :
 MARVIN ROYAL, :
 :
 RESPONDENTS. :
 _____ :

SYNOPSIS

In September 2010, petitioner – formerly employed as Superintendent of Schools in respondent’s school district – filed a petition alleging that the Board’s conclusions in her annual evaluation were arbitrary, capricious and unreasonable, and the Board failed to comply with its legal requirement to complete her annual written performance evaluation report in a timely fashion. She accordingly demanded that the evaluation be deemed invalid and removed from her personnel file. A hearing date at the Office of Administrative Law (OAL) was scheduled for March 25, 2013; however, both parties failed to appear and provided no explanation for their nonappearance. Accordingly, this matter was no longer deemed to be a contested case before the Commissioner and was dismissed with prejudice.

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.

May 15, 2013

OAL DKT. NO. EDU 9835-10
AGENCY DKT. NO. 268-8/10

GLORIA GRANTHAM,	:	
	:	
PETITIONER,	:	COMMISSIONER OF EDUCATION
	:	
V.	:	DECISION
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	:	
RESPONDENTS.	:	
_____	:	

The notice from the Office of Administrative Law (OAL), memorializing the petitioner’s and respondent’s failures to appear at the March 25, 2013 OAL hearing, and the record of this matter, including a copy of the notification sent to the parties by the OAL on February 5, 2013 – informing them that the hearing in this matter would be held on March 25, 2013 – have been reviewed.

The above-referenced April 1, 2013 notice from the OAL to the parties 1) recited that they had failed to appear at the March 25, 2013 hearing, 2) explained that the matter would be transmitted back to the Department of Education, and 3) advised the parties that – if they desired to offer an explanation for their failure to appear – it would be necessary to submit same in writing to the Commissioner within thirteen days.

The thirteen day period has expired and the parties have offered no explanation for their nonappearance on March 25, 2013. Accordingly, the petition is dismissed.

IT IS SO ORDERED. ¹

COMMISSIONER OF EDUCATION

Date of Decision: _____
Date of Mailing: _____

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*)