

STATE BOARD OF EXAMINERS DKT. NO. 1112-120  
AGENCY DKT NO. 2-2/14A

IN THE MATTER OF THE REVOCATION OF :  
THE CERTIFICATES OF DONALD SALAAM : COMMISSIONER OF EDUCATION  
BY THE STATE BOARD OF EXAMINERS. : DECISION

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Order of Revocation by the State Board of Examiners, January 24, 2014

For the Respondent-Appellant, Stephen J. Kafowitz, Esq.

For the Petitioner-Respondent State Board of Examiners, Angela L. Velez,  
Deputy Attorney General (John J. Hoffman, Acting Attorney General of  
New Jersey)

The Commissioner has reviewed the record and the papers filed in connection with appellant Donald Salaam's appeal of the State Board of Examiners' (Board) Order of January 24, 2014, revoking his Teacher of the Handicapped Certificate, Substance Awareness Coordinator Certificate of Eligibility with Advanced Standing, Principal Certificate of Eligibility and Supervisor Certificate. On appeal, the appellant argues that a video recording of the incident at issue in this case should not have been admitted into evidence at the Office of Administrative Law because it was not properly authenticated. The appellant also contends that the Commissioner should reject the Board's decision revoking his certificates and impose a two year suspension of his certificates.

In reviewing appeals from decisions of the State Board of Examiners, the Commissioner may not substitute his judgment for that of the Board so long as the appellant received due process and the Board's decision is supported by sufficient credible evidence

in the record. Further, the Board's decision should not be disturbed unless the appellant demonstrates that it is arbitrary, capricious, or unreasonable. *N.J.A.C. 6A:4-4.1(a)*.

After full consideration of the record and all submissions, the Commissioner finds that the record adequately supports the Board's determination that the appellant engaged in unbecoming conduct and that the revocation of the appellant's certificates was the appropriate penalty. There is nothing in the record to suggest that the Board's decision was arbitrary, capricious or unreasonable, and as a result the Commissioner finds no basis upon which to disturb the decision of the State Board of Examiners.

Accordingly the decision of the State Board of Examiners is affirmed for the reasons expressed therein.\*

ACTING COMMISSIONER OF EDUCATION

Date of Decision: June 6, 2014

Date of Mailing: June 6, 2014

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\*This decision may be appealed to the Appellate Division of the Superior Court pursuant to *P.L. 2008, c. 36*.