

B-45



STATE OF NEW JERSEY

FINAL ADMINISTRATIVE
ACTION OF THE
CIVIL SERVICE COMMISSION

In the Matter of Kendall Marino,
Computer Service Technician
(M0200S), Ewing

CSC Docket No. 2015-223

Examination Appeal

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ISSUED: **OCT 23 2014**

(RE)

Kendall Marino appeals the determination of the Division of Selection Services (DSS) which found that he did not meet the experience requirements for the open competitive examination for Computer Service Technician (M0200S), Ewing.

The subject examination announcement was issued with a closing date of March 20, 2014, and was open to residents of Ewing Township who met the announced requirements. These requirements included two years of experience in the maintenance and/or repair of an electronic computer and various peripheral equipment including communication lines and related equipment or, experience in a data or voice communications equipment environment involving troubleshooting and diagnoses of hardware/software problems and electronic equipment installations or, problem identification, repair, and resolution of telecommunications hardware/software malfunctions. An Associate's degree from an accredited college or university in Computer Science, Data Processing, Computer Service Technology, Electronics or Electronic Engineering Technology, or Electronics and Computer Technology could be substituted for the experience. Also, a certificate from an accredited vocational, trade, technical school or from the military service showing successful completion of a formal training program in the maintenance and repair of electronic and/or computer equipment could be substituted for the above experience requirement. The appellant was found to be below the minimum requirements in experience. Four candidates appear on the resultant eligible list, which has not yet been certified.

Mr. Marino indicated that he possessed 31 college credits and a certificate in IT Essentials: PC Hardware and Software from Cisco Networking Academy Online. He listed an internship and one position on his application, which was five months in his provisional position.

On appeal, Mr. Marino states that he worked as an unpaid intern for six months (20 hours per week), and is serving as a provisional employee in the title. He also states that he earned a certificate entitled IT Essentials: PC Hardware and Software from Cisco Networking Academy Online, which he believes can be substituted for the experience requirement. In support of this appeal, the appointing authority indicates that the appellant was an intern and has demonstrated proficiency in his repair of computers and peripheral equipment and in the installation of hardware and software, and has the ability to troubleshoot and diagnose problems. It states that it believes that the appellant's work experience and certification satisfy the requirements of the position.

N.J.A.C. 4A:4-2.3(b) provides that applicants shall meet all requirements specified in the open competitive examination announcement by the closing date.

CONCLUSION

The appellant was correctly deemed to be ineligible for the subject examination since he lacked one year, seven months of required experience. The appellant is working toward a degree in Game Programming and has currently completed 31 credits. His experience as an intern, gained during the period of time that he has been attending college, cannot be considered. Any internship performed as part of a college curriculum is considered education or training, and not work experience. *See In the Matter of Luisa Mena* (MSB, decided February 14, 2001). As to education, the certification possessed by the appellant was not from an accredited vocational, trade, or technical school. The appellant was credited with five months of experience in his provisional position, and lacks one year, seven months of experience.

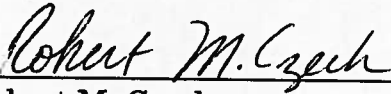
An independent review of all material presented indicates that the decision of DSS, that the appellant did not meet the announced requirements for eligibility by the closing date, is amply supported by the record. The appellant provides no basis to disturb this decision. Thus, the appellant has failed to support his burden of proof in this matter.

ORDER

Therefore, it is ordered that this appeal be denied.

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

DECISION RENDERED BY THE
CIVIL SERVICE COMMISSION ON
THE 22nd DAY OF OCTOBER, 2014



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