

appeal of test administration. As such, this appeal is clearly untimely. Appeals of test administration must be filed in writing at the examination site on the test date. See *N.J.A.C. 4A:4-6.4(c)*. Additionally, all candidates for examinations are provided with an informational flyer that specifically informs them of the need to appeal administration issues, including how the examination is conducted, at the examination center. The Appellate Division of Superior Court has noted that "the obvious intent of this 'same-day' appeal process is to immediately identify, address and remedy any deficiencies in the manner in which the competitive examination is being administered." See *In the Matter of Kimberlee L. Abate, et al.*, Docket No. A-4760-01T3 (App. Div. August 18, 2003). At this point, no information about the administration of this test is available. It is noted that the appellant merely asserts that the monitor made an error and provides no proof that the monitor was incorrect in her timing of the examination. Candidates are able to use their own watches or whatever clock may be available. Further, candidates cannot start the examination before the monitor tells them to start. Any page layout or other document control that is performed in a trial cannot be saved to be used during the examination, as that would provide the appellant with an unfair advantage of time over other candidates who would have to perform document controls during the examination time.

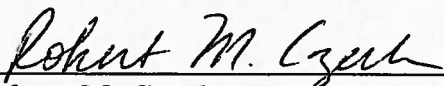
A thorough review of the record indicates that this appeal is untimely and the determination of the Division of Selection Services was proper and consistent with Civil Service Commission regulations, and that appellant has not met his burden of proof in this matter.

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 4th DAY OF FEBRUARY, 2015



Robert M. Czech
Chairperson
Civil Service Commission

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and
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