

CONCLUSION

N.J.A.C. 4A:4-1.10(c) provides that, when a regular appointment has been made, the Civil Service Commission may order a retroactive appointment date due to administrative error, administrative delay, or other good cause, on notice to affected parties.

In the instant matter, there is no basic factual dispute but, rather, the central issue involves the failure of the appointing authority to properly record an appointment to Associate Supervisor 2, Facilities, a title in the non-competitive division, on October 13, 2008 for Mr. Bartole. Mr. Bartole has been performing the duties of Associate Supervisor 2, Facilities since October 13, 2008 and there was no SRL for this title at that time. Under these circumstances, good cause exists to give Patrick Bartole a regular appointment retroactive to October 13, 2008, and he shall be considered to have served his working test period starting on this date.

ORDER

Therefore, it is ordered that the request be granted, and Patrick Bartole be provided with a regular appointment as Associate Supervisor 2, Facilities, effective October 13, 2008. Mr. Bartole's personnel record should be amended in accordance with this decision.

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 5th DAY OF DECEMBER, 2018



Deirdré L. Webster Cobb
Chairperson
Civil Service Commission

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