

examination; 2) Death in the candidate's immediate family as evidenced by a copy of the death certificate; 3) A candidate's wedding which cannot be reasonably changed as evidence by relevant documentation; 4) When required for certain persons returning from military service (*see N.J.A.C. 4A:4-4.6A*) or 5) Error by the Civil Service Commission or the appointing authority. It is noted that these examinations were competitive with 8 and 11 admitted candidates, respectively.

CONCLUSION

The record establishes that the appellants were scheduled to take the examination on April 3, 2018. A review of Brink's reservation for the train ticket could not be rescheduled. Duffey's receipt indicates that changes made to the original reservation are subject to an additional reservation fee (not provided).

The Civil Service Commission publishes an Examination Information Alert (EIA) regarding fire promotional announcement and testing schedules. An EIA issued in January 2017 indicated that the tentative month of the oral examination was March/April 2018. As such, the appellants were on notice that the exam would be given in one of these months. Even so, they made reservations in July and November 2017, respectively, for vacations. The fact that the appellants' family members also made plans to attend does not establish that the appellants could not change their plans. Prior travel plans outside of New Jersey or any contiguous state is not provided for in these rules as a basis to grant a make-up for fire promotional examinations. The appellants were faced, essentially, with scheduling conflicts that they initiated after being put on notice of the tentative test date, which is not a valid reason for a make-up. *See e.g., In the Matter of Rose Messere* (MSB, decided May 5, 2004) and *In the Matter of Douglas Green, Elida Ortiz and Elba Rosario-Diaz* (MSB, decided July 13, 2011). As such, the circumstances presented by the appellants do not meet the above noted criteria.

A thorough review the record indicates that the appellants have failed to support their burden of proof in these matters.

ORDER

Therefore, it is ordered that these appeals 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 18TH DAY OF APRIL, 2018



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