

In the Matter of Suzanne Mandrona, Technical Assistant Personnel (PS6992K), Department Human Services

CSC Docket No. 2022-1431

FINAL ADMINISTRATIVE ACTION OF THE CIVIL SERVICE COMMISSION

Examination Appeal

ISSUED: May 2, 2022 (RAM)

Suzanne Mandrona¹ requests to be permitted to submit a late application for the Technical Assistant Personnel (PS6992K), Department Human Services, examination.

By way of background, the announcement for the subject examination was issued on November 1, 2021 and was open to employees in the competitive division who had an aggregate of one year of continuous permanent service in any competitive title as of the November 22, 2021 closing date. The requirements also included possession of 60 semester hour credits from an accredited college or university and two years of experience in technical, clerical personnel work involving the application of procedural rules, regulations, policies, and procedures. It is noted that applicants who did not possess the required education could substitute additional experience as indicated above on a year-for-year basis with 30 semester hour credits being equal to one year of experience. It is further noted that two applicants filed for the subject examination and were admitted. Agency records reflect that the examination has not yet been scheduled.

On appeal to the Civil Service Commission (Commission), the appellant states that she realized the length of time the subject examination had been posted, but as a result of being short staffed at work, working overtime, and dealing with other

 $^{^{1}}$ Agency records indicate that the appellant was appointed provisionally pending promotional examination procedures to the subject title effective February 27, 2021.

issues, she had logged on to the Online Application System (OAS) to file an application on the last date of the announcement. However, she was not able to file for the examination because of internet difficulties with her personal computer and that she had forgotten her password. The appellant further states that after contacting OAS support and receiving a response regarding her internet difficulties and help with resetting her password, it was too late to submit an application because it was past the November 22, 2021 4:00 p.m. filing date.

CONCLUSION

N.J.A.C. 4A:4-2.1(e) provides that unless otherwise provided for by the Chairperson of the Commission or designee, applications shall be submitted to the Commission no later than 4:00 p.m. on the announced application filing date. However, *N.J.A.C.* 4A:1-1.2(c) states that the Commission may relax a rule for good cause situations, on notice to affected parties, in order to effectuate the purposes of Title 11A, New Jersey Statutes.

In the instant matter, the appellant did not submit an application by the closing date for the subject examination. The Commission generally denies requests to accept late examination applications, as N.J.A.C. 4A:4-2.1(e) requires applicants to file their applications by the closing date. Initially, it is noted that a review of an email thread between the appellant and OAS Support reflects that the appellant contacted OAS Support on November 22, 2021 at 3:58 p.m. regarding her User ID/Password. The appellant received a response from OAS Support at 4:16 p.m. The appellant responded on November 23, 2021, advising OAS Support that she recalled her User ID/Password and requested that her email address not be changed. The appellant then advised OAS that, besides the issue with her password, she had issues with her computer at home. Thus, the foregoing confirms what the appellant states on appeal. In addition, a review of agency records reflect that the appellant has been serving provisionally pending promotional examination procedures in the subject title since February 27, 2021. Moreover, only two individuals filed for the subject examination and any resulting eligible list will be incomplete. Therefore, under the circumstances presented, the Commission finds that there is good cause to relax N.J.A.C. 4A:4-2.1(e) and allow the appellant to submit a late application for the subject examination.

The Commission emphasizes that the dual purpose of the Civil Service system is to ensure efficient public service for State and local governments and to provide appointment and advancement opportunities to Civil Service employees based on their merit and abilities. In this regard, the purpose of the Civil Service system is best served when more rather than fewer individuals are presented with appointments and/or advancement opportunities. See Communications Workers of America v. New Jersey Department of Personnel, 154 N.J. 121 (1998).

Finally, the Commission notes that the appellant's remedy is based on the circumstances of this matter, and for future examination announcements, the appellant is cautioned that she must timely file an application and to contact OAS Support in advance of the due date so it can address any concerns prior to the examination closing date. As this remedy is limited to the unique circumstances of this matter, it does not provide a precedent in any other matter.

ORDER

Therefore, it is ordered that this request be granted, and Suzanne Mandrona be permitted to submit an application for the Technical Assistant Personnel (PS6992K), Department of Human Services, examination. It is further ordered that the appellant submit a promotional examination application and the \$25.00 application processing fee to the Division of Agency Services within 15 days of the issuance date of this decision. Upon receipt of the application and processing fee, it is ordered that her application be processed for prospective appointment consideration. Finally, if the appellant's application and the required payment are not postmarked within 15 days of the issuance date of this decision, she will not be entitled to have an application for the subject examination processed.

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 27^{TH} DAY OF APRIL 2022

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Deirdré L. Webster Cobb

Chairperson

Civil Service Commission

Inquiries and

Correspondence

Allison Christopher Myers

Director

Division of Appeals and Regulatory Affairs

Civil Service Commission Written Record Appeals Unit

P.O. Box 312

Trenton, New Jersey 08625-0312

c: Suzanne Mandrona (with blank application enclosed)
 Lori Mattozzi
 Division of Agency Services

Records Center

Staple Payment Here APPLICATION FOR PROMOTIONAL EXAMINATION

NEW JERSEY CIVIL SERVICE COMMISSION — STATE SERVICE

\$ 25.00 FEE REQUIRED Make Check/Money Order Payable to NJCSC

FOR COMMISSION USE ONLY

INSTRUCTIONS: Please print or type. Answer all pertinent questions and ensure that all information is accurate and complete. Sign your name in Block 12. NOTE: No additional information may be accepted after the last date for filing applications has passed. If you change your address, you must notify the Civil Service Commission immediately in writing. Return your completed application to your Personnel Office no later that

filing listed on the announcement.	iater than the ia	st date for							
FOR COMMISSION USE ONLY	2. Social Secu	ity Number:	3. Symbo	l:					
STATUS: PAR:	* (see block 11 for a	dditional information)							
	4. Name & Add		<u> </u>						
SEN: UE: REV	Last: First: M.I.								
0 NO REV	Street:	Street							
	Cin		g						
1. Title of Promotion:	City:		State:Zi,	o Code: 					
	E-mail address:								
	County:	Daytime ty: Telephone:							
Note: Applications must be postmarked by			(Are	a Code) - Number					
	KGROUND D	AIA							
5a. Education (Indicate the highest level Diploma or Degree you have earned): High School Diploma or GED (A) Associate's Degree (M) Master's Degree									
(N) Nasier's Degree (M) Master's Degree (M) Master's Degree									
5b. Completion of this part is <i>VOLUNTARY</i> and is to be used only for comply	ring with EEOC Guid	elines and the New Jersey Sta	ite Affirmative Action Pr	ogram.					
Gender: I(1) Male I(2) Female	you are a membe		Ameri	can Indian					
(1) Male (2) Perhale (1) Black (2) White (3) Hispanic (4) Asian (5) or Alaskan Native									
6. Check the county in which you prefer to take the examination. (Check one box only) (1) Camden (2) Mercer (3) Essex (4) Monmouth (6) Atlantic (7) Bergen (7) Bergen (2) Mercer (4) Monmouth (6) Atlantic (7) Bergen (7) Bergen (8) Assistance (8) Check the box if you would like to the Department of Military and Veterans' Affairs (DMAVA). For more info									
8. ADA Assistance: Check the box if you would like to be contacted regarding auxiliary aid or reasonable accommodation in taking this examination in accordance with the Americans with Disabilities Act.	visit their web site at www.state.nj.us/military or contact them at 1-888-865-8387. Note: In accordance with Public Law 2010 c.26, Veterans pay a reduced application fee of \$15.00 if they have previously established Veterans Preference with the DMAVA (as defined by N.J.S.A. 11A:5-1 et seq.), or your claim is approved by DMAVA at least 8 days prior to the issuance of this eligibility list.								
9. Check the county(s) in which you will accept employment. Please have any questions regarding this, contact your Personnel Office.	note: Not all pron	notional lists can be used in	n all geographic loca	tions. If you					
(A) Atlantic (C) Burlington (B) Bergen	☐ (D) Camde	n	☐ (F) Cumberlan	d 🛘 (G) Essex					
☐ (H) Gloucester ☐ (J) Hudson ☐ (K) Hunterdo	n 🔲 (M) Middle	sex	☐ (L) Mercer	☐ (P) Morris					
ALL ☐ (Q) Ocean ☐ (R) Passaic ☐ (S) Salem	☐ (T) Somers	et 🔲 (U) Sussex	☐ (V) Union	☐ (W) Warren					
10. Present Permanent Title & Appointment Date: Name & Title of Immediate Supervisor: Telephone Number & Email Address of Immediate Supervisor		** 11. Your Social Security number will be kept confidential and used as your applicant I.D. number to identify and track all of your records and transactions associated with the application and testing process. Collecting this data is permissible under NJSA 11A:4-1, but its submission is voluntary. If you do not provide the number, a unique number will be assigned to you. However, once assigned,							
12. Signature: I CERTIFY that the statements made by me in this application are tri	you will be responsible for remembering it for any inquiries you may have concerning your application or testing process.								
in good faith. I understand that if my application is incomplete, it may be rejected. (Vexamination, any applicant who makes a false statement of any material fact per NJ	/ARNING: The Civil S								
NOTE: Your application may be released to the Appointing Authority for the purpose of verifying information with regard to your qualifications.									

DPF-1A \$25 (Page 1 of 2 REVISED 07-01-10) IMPORTANT - please complete page 2 of this application and keep a copy for your records.

Title of Promotion:		Symbol: SS#:							
13. Educational Section - College And Graduate announcement, be sure to attach a copy of be evaluated by a recognized evaluation s	f your trans								
What is the name and location of the college(s) you attended?	What yrs. did you attend?	What was your major course of study?		nt type of degree you earn?	Did you graduate	∍?	If NO, when will you graduate?	Number of credits earned	
	From: To:				□ Y [\square N	Month / Year		
	From: To:				□ Y [\square N	Month / Year		
14. Other Schools or Training Courses - Include related to the title for which you are applying								ses that are	
What is the name & location of school/facility where course(s)/training was held? What classes did you take?			What were the dates you attended?		How many hours per week did you attend?		Did you complete the program?		
				Month/Yr. TO M	Month/Yr.			\square Y \square N	
				Month/Yr. TO	Month/Vr			\square Y \square N	
15. Use this space to describe any internships,	licenses certi	ifications or registrations that you posses	ss wh			on for	which you are annly	vina .	
			33 WII				(s) have you com	-	
A. What type of license(s), certification(s), and/or re	egistration(s) do you hold?					. ,	ipicica:	
			Where was the internship(s) completed? What were the dates of the internship(s)?						
In which state(s) do you hold the license(s), certification(s), and/or registration(s)?				How many hours per week did you take part in the internship?					
B. What was the original issue date of the license(s), certification(s), and/or registration(s)?					Was it part of a college curriculum? Y N				
D. Certified Public Manager's Program Level 1 - 3 Completed									
What is the date of your current license(s), certification(s), and/or registration(s)?				Level 4 - 6 Completed Month/Year					
				20701	o oompi	otou	Month	/Year	
16. Employment Record - If you do not proheld different positions with the same employed part time, and the number of hours worked per application properly may cause you to be declared.	er, list each po week. Since	osition separately. Make sure you give fe your application may be your only "tes	full da t pap	ates of employr er," be sure it is	nent (month s complete a	h/year) and acc	, indicate whether to curate. Failure to c	he job was full or omplete your	
A What is the name and address of y current employer?	our	What is your title in this position?	List the major duties you perform in this position in order of importance.						
		his position: FULL TIME?							
		PART TIME? (Average No. hrs. per wk.)							
What dates have you been employed in this p	OSILIOIT!	w many staff members do you supervise?							
From To	_								
Month/Year Month/Year What was the name and address of previous employer?		Support Staff T					in		
	Wa	s this position: FULL TIME?							
		PART TIME?							
What dates were you employed in this position	a How	(Average No. hrs. per wk.) many staff members did you supervise?							
What dates were you employed in this position From To		fessional Staff							
Month/Year Month/Year	Sup	port Staff							
C What was the name and address of previous employer?		What was your title in this position?		the major du er of importar		erform	n in this position	in	
	Wa	s this position: FULL TIME?							
		PART TIME?							
What dates were you employed in this and its	2	(Average No. hrs. per wk.)							
What dates were you employed in this position From To		fessional Staff							
Month/Year Month/Year	-	port Staff							