

STATE OF NEW JERSEY

In the Matter of Dorothy King, Family Service Specialist 1 (PS8306K), Department of Children and Families

CSC Docket No. 2022-2925

FINAL ADMINISTRATIVE ACTION
OF THE
CIVIL SERVICE COMMISSION

Examination Appeal

Corrected Decision

ISSUED: JUNE 20, 2022 (SLK)

Dorothy King requests to file a late application for the promotional examination for Family Service Specialist 1 (PS8306K), Department of Children and Families.

The examination at issue was announced with requirements that had to be met as of the April 21, 2022, closing date. Agency records indicate that 1029 employees applied for the subject examination and 1022 were admitted. The list has not yet promulgated as the test has not yet been scheduled.

In the petitioner's request, she presents that she had been on leave since March 2022 and she returned to work on May 23, 2022. The petitioner states that she was unable to file an application for the subject examination because she received the certified promotional announcement on April 29, 2022, which is after the deadline. She states that the letter had part of the green certification of receipt card attached to the letter; however, the part of the green card that she needed to sign was not attached to the letter. The petitioner presents that when she normally receives certified mail, she always receives a notice from the post office to pick it up with her identification. She indicates that this is the first time that she received a certified letter inside her mailbox without her signing it.

N.J.A.C. 4A:4-2.6(a)4 states that applicants for promotional examinations must meet all requirements by the announced closing date, including filing an application on or before the application filing date. *N.J.A.C.* 4A:4-2.1(e) states that applications for open competitive and promotional examinations shall be submitted to the Civil Service Commission no later than 4:00 p.m. on the announced application filing date. *N.J.A.C.* 4A:4-6.3(b) provides that the appellant has the burden of proof in examination appeals.

In this matter, the record indicates that the petitioner was on leave during the application filing period. Although the notice of the examination announcement was emailed to the petitioner on April 8, 20221, and mailed to her via certified letter that was signed on April 20, 2022, the petitioner indicates that she did not receive notice of the subject examination until April 29, 2022, which is after the April 21, 2022 closing date. A review of the signature for the certified mail does not appear to be the signature of a resident of the household as the signature appears to be a combination of letters and numbers and the received by printed name is "Mail box." Commission notes 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. These interests are best served when more, rather than fewer, individuals are presented with employment opportunities. See Communications Workers of America v. New Jersey Department of Personnel, 154 N.J. 121 (1998. Therefore, the Commission finds that there is good cause to relax N.J.A.C. 4A:4-2.1(e) and to allow the petitioner to submit his application and application fee after the closing deadline.

ORDER

Therefore, it is ordered that this request be granted, and the petitioner be permitted to submit an application for Family Service Specialist 1 (PS8306K), Department of Children and Families. It is further ordered that the petitioner submit a promotional examination application and the \$25.00 application processing fee to the Division of Agency Services. The application and processing fee must be postmarked no later than 15 days from the issuance date of this decision. Upon receipt of the application and processing fee, it is ordered that his application be processed. If the petitioner's application and the required payment are not postmarked on or before the 15th day after the issuance date of this decision, he will not be entitled to have his application reviewed.

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

¹ The petitioner did not comment on the email that was sent to her.

DECISION RENDERED BY THE CIVIL SERVICE COMMISSION ON THE DAY OF ,2022

Deirdré L. Webster Cobb Chairperson

Civil Service Commission

Inquiries and

Allison Chris Myers Director Correspondence Division of Appeals and Regulatory Affairs Civil Service Commission Written Record Appeals Unit P.O. Box 312 Trenton, New Jersey 08625-0312

Dorothy King c: Linda Dobron Division of Agency Services Records Center

Staple Payment Here APPLICATION FOR PROMOTIONAL EXAMINATION NEW JERSEY CIVIL SERVICE COMMISSION — STATE SERVICE

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,

	\$ 25.00 FEE F	REQUIRED	
Make Che	ck/Money Ord	er Payable	to NJCSC
EOB	COMMISSION	LUCE ONLY	v

you must notify the Civil Service Commission immediately in writ Return your completed application to your Personnel Office no- filing listed on the announcement. Susan Mann, & NTCSC, P. O. Transan, Nic Jessey	ling. later-than the la	st date for					
FOR COMMISSION USE ONLY	2. Social Secu	ol ;					
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1. Title of Promotion:	City: State: Zip Code:						
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5a. Education (Indicate the highest level Diploma or Degree you have	•	THE STAN MARKET TO TO					
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5b. Completion of this part is VOLUNTARY and is to be used only for complying			tate Affirmative Action P	rooram			
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Gender: (1) Male (2) Female (1) Black (1)	(2) White	(3) Hispanic (4) As	sian (5) or Ala	can Indian skan 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 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.	7. Are you claiming veterans preference? YES NO Check YES if you are claiming veterans preference for this examination. If you have established veterans preference since April 1, 1980, no further action is needed. Otherwise, complete a veterans preference claim form and include the required documents. Claim forms are available on our web site at www state.nj us/ese and at our office at 44 S. Clinton Avenue, Trenton, NJ. Completed forms should be mailed to the Department of Military and Veterans' Affairs (DMAVA). For more information, 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 e.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.						
Check the county(s) in which you will accept employment. Please have any questions regarding this, contact your Personnel Office.	note: Not all prom	notional lists can be used	in all geographic loca	tions. If you			
(A) Atlantic (C) Burlington (B) Bergen	(D) Camde	(L) Cape may	(F) Cumberlan	d 🔲 (G) Essex			
(H) Gloucester (J) Hudson (K) Hunterdon		(14) MONINGGIN	(L) Mercer	(P) Morris			
ALL (O) 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 Secur used as your applicant L records and transactions process. Collecting this countries to but its submission is volid a unique number will be you will be responsible from the process of the proces	D. number to identify associated with the a lata is permissible un intary. If you do not assigned to you. How or remembering it for	and track all of your pplication and testing der NJSA HA:4-1, provide the number, wever, once assigned, any inquiries you			
12. Signature: I CERTIFY that the statements made by me in this application are true in good faith. I understand that if my application is incomplete, it may be rejected. (We examination, any applicant who makes a false statement of any material fact per NJA NOTE: Your application may be released to the Appointing Authority for the purpose of Signature.	ARNING: The Civil Se C 4A:4-6.2) of verifying information	ervice Commission may refuse n with regard to your qualificati	to examine, or certify after				

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 S announcement, be sure to attach a copy of be evaluated by a recognized evaluation se	your transe	cript or a list of courses, course des						
	What yrs. did you attend?	What was your major course of study?		at type of degree you eam?	Did you graduat		If NO, when will you graduate?	Number of credits earned
	From To				□ Y I	ΠN	Month / Year	
	From To				□ Y	□N	Month / Year	
14. Other Schools or Training Courses - Include related to the title for which you are applying						tended	0.	
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				Month/Yr 1Q	Month/Vr			□Y □N
15. Use this space to describe any internships, II	censes, certi	fications or registrations that you posses	ss wh			ion for v	which you are apply	rina.
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A. What type of license(s), certification(s	s), and/or re	gistration(s) do you noto?					ip(s) completed?	,
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In which state(s) do you hold the licen	se(s). Cerm	ilication(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	ne license(s	i), certification(s), and/or registration	(s)?	1			curriculum?	Υ□N
					- 3 Compl		Month	(Voor
What is the date of your current licens	se(s), certifi	cation(s), and/or registration(s)?		Level 4	- 6 Compi	eted	>	
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16. Employment Record - If you do not pro- held different positions with the same employer part time, and the number of hours worked per va- application properly may cause you to be declar	, list each po week Since	sition separately. Make sure you give t your application may be your only "tes	full di Epap	ates of employr er." be sure it is	nent (mont s complete	h/year). and acc	indicate whether to carate. Failure to c	he job was full or
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		(Average No, hrs. per wk.)						
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What dates were you employed in this position?		many staff members did you supervise?						
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YES