

BOARD OF EDUCATION OF THE	:	
TOWNSHIP OF BURLINGTON,	:	
BURLINGTON COUNTY,	:	
	:	
PETITIONER,	:	
	:	
V.	:	COMMISSIONER OF EDUCATION
	:	
BOARD OF EDUCATION OF THE	:	DECISION
LOWER CAMDEN COUNTY REGIONAL	:	
SCHOOL DISTRICT, CAMDEN COUNTY,	:	
	:	
RESPONDENT.	:	
	:	
_____	:	

SYNOPSIS

Petitioning Board sought payment from respondent Board for half of the cost of classified student G.Z.'s out-of-state residential placement.

Citing *Roxbury*, the ALJ determined that despite involvement in a shared custody arrangement, G.Z. can have multiple residences, but only one true domicile. ALJ found that G.Z.'s domicile was and is in Burlington County as that was the place where he attended school, where his parents had a united intent to establish his school district, and where his domicile was claimed for purposes of the school roster and for receiving school funding. Respondent's motion for summary judgment was granted; petition was dismissed.

Commissioner adopted findings and determination in initial decision as his own.

JUNE 22, 1998

OAL DKT. NO. EDU 8954-97  
AGENCY DKT. NO. 349-9/97

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BURLINGTON COUNTY, :  
  
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\_\_\_\_\_ :

The record of this matter and the initial decision of the Office of Administrative Law (OAL) have been reviewed. No exceptions were filed by the parties.

Upon his review, the Commissioner determines to affirm the initial decision, as he concurs with the Administrative Law Judge that G.Z.'s domicile is in Burlington Township and, as such, petitioner is responsible for this classified student's out-of-state residential placement.

Accordingly the initial decision of the OAL is adopted as the final decision in this matter for the reasons articulated therein and the instant Petition of Appeal is hereby dismissed.\*

IT IS SO ORDERED.

COMMISSIONER OF EDUCATION

JUNE 22, 1998

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\* This decision, as the Commissioner's final determination in the instant matter, may be appealed to the State Board of Education pursuant to *N.J.S.A. 18A:6-27 et seq.* and *N.J.A.C. 6:2-1.1 et seq.*, within 30 days of its filing. Commissioner decisions are deemed filed three days after the date of mailing to the parties.