

501-04

OAL DKT. NO. EDU 8929-04 ([http://lawlibrary.rutgers.edu/oal/html/initial/edu08929-04\\_1.html](http://lawlibrary.rutgers.edu/oal/html/initial/edu08929-04_1.html))  
AGENCY DKT. NO. 350-10/04

BARRI BECK, :  
 :  
 PETITIONER, :  
 :  
 V. : COMMISSIONER OF EDUCATION  
 :  
 BOARD OF EDUCATION OF THE : DECISION ON MOTION  
 TOWNSHIP OF UNION, :  
 HUNTERDON COUNTY, :  
 :  
 RESPONDENT. :  
 \_\_\_\_\_ :

The record of this matter, including the audiotape of the hearing conducted on petitioner's application for emergent relief, and the Order of the Administrative Law Judge (ALJ) have been reviewed.

Upon review, for the reasons expressed in the Order and at hearing, the Commissioner concurs with the ALJ that petitioner is not entitled to the relief she seeks. The Commissioner also concurs that there appears to be no need for further proceedings in this matter, and he notes that neither party objected when the ALJ expressed that view at hearing. However, notwithstanding the ALJ's determination in this regard, the Order issued does not actually conclude the case.

Accordingly, this matter is returned to the Office of Administrative Law for such proceedings as are necessary to bring it to closure. If the parties agree with the ALJ that no further issues remain, the file may be returned to the agency pursuant to N.J.A.C. 1:1-3.3.

IT IS SO ORDERED.\*

COMMISSIONER OF EDUCATION

Date of Decision: December 10, 2004

Date of Mailing: December 10, 2004

---

\* This decision 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.* 6A:4-1.1 *et seq.*