

#42-11

OAL DKT. NO. EDU 8796-10

AGENCY DKT. NO. 171-7/10

W.B. and L.M. on behalf of minor child, :
A.B., :

PETITIONERS, :

V. :

COMMISSIONER OF EDUCATION

BOARD OF EDUCATION OF THE :
CITY OF PLAINFIELD, :
UNION COUNTY, :

DECISION

RESPONDENT. :
_____ :

Review of the record in this residency matter reveals that petitioners 1) failed to appear in the OAL at a telephonic hearing of which they were duly advised by notice dated October 7, 2010, and 2) failed to subsequently offer any explanation for their non-appearance, despite a notice dated December 9, 2010, advising them that they could file a written explanation with the Commissioner within thirteen days of receiving said notice. In light of the foregoing, petitioner's appeal is dismissed pursuant to *N.J.A.C. 1:1-14.4*. As no counterclaim for tuition was filed by respondent, disposition of this case is complete.

IT IS SO ORDERED.¹

ACTING COMMISSIONER OF EDUCATION

Date of Decision: January 14, 2011

Date of Mailing: January 19, 2011

¹ This decision may be appealed to the Superior Court, Appellate Division, pursuant to *P.L. 2008, c. 36 (N.J.S.A. 18A:6-9.1)*.