

#133-13

FINESIA WALKER, :  
 :  
 PETITIONER, : COMMISSIONER OF EDUCATION  
 V. : DECISION  
 BOARD OF EDUCATION OF THE :  
 ESSEX COUNTY VOCATIONAL TECHNICAL :  
 SCHOOL, ESSEX COUNTY, :  
 RESPONDENT. :

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SYNOPSIS

Petitioner filed an appeal in August 2011, challenging the Board's charging of her sick day bank for absences related to a work injury sustained on September 18, 2006. A hearing in the matter was scheduled for March 6 and 8, 2013 at the Office of Administrative Law (OAL), but the petitioner failed to appear despite having received appropriate notice and provided no explanation for her nonappearance. Having received no explanation from petitioner for her failure to appear, the OAL returned the file to the Commissioner.

There being no explanation filed, the Commissioner dismissed the petition with prejudice.

<p>This synopsis is not part of the Commissioner's decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commissioner.</p>
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April 11, 2013

OAL DKT. NO. EDU 11227-11  
AGENCY DKT. NO. 248-8/11

FINESIA WALKER, :  
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 PETITIONER, : COMMISSIONER OF EDUCATION  
 V. : DECISION  
 BOARD OF EDUCATION OF THE :  
 ESSEX COUNTY VOCATIONAL TECHNICAL :  
 SCHOOL, ESSEX COUNTY, :  
 RESPONDENT. :

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The record of this matter and the advisement of the petitioner's failure to appear – transmitted to the Commissioner by the Office of Administrative Law (OAL) pursuant to *N.J.A.C.* 1:1-14.4 – along with copies of a notification sent to the petitioner by the OAL on March 12, 2013, providing her thirteen (13) days to submit an explanation for such nonappearance, have been reviewed. There being no explanation filed by petitioner – who bore the burden of proving her charges against the Board – this matter is no longer deemed to be a contested matter before the Commissioner and is hereby dismissed with prejudice.

IT IS SO ORDERED.\*

COMMISSIONER OF EDUCATION

Date of Decision: April 11, 2013

Date of Mailing: April 11, 2013

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