

OAL DKT. NOS. EDU 13509-18 and EDU 15231-18 (CONSOLIDATED)  
AGENCY DKT. NOS. 199-8/18 and 226-9/18

A.R., ON BEHALF OF MINOR CHILDREN,	:	
J.R., D.R., D.R., AND T.R.,	:	
	:	
PETITIONER	:	
	:	
V.	:	
	:	
BOARD OF EDUCATION OF THE MORRIS	:	
SCHOOL DISTRICT, MORRIS COUNTY,	:	
	:	
RESPONDENT,	:	COMMISSIONER OF EDUCATION
	:	
AND	:	DECISION
	:	
BOARD OF EDUCATION OF THE MORRIS	:	
SCHOOL DISTRICT, MORRIS COUNTY,	:	
	:	
PETITIONER,	:	
	:	
V.	:	
	:	
G.W., ON BEHALF OF MINOR CHILDREN <sup>1</sup> ,	:	
J.R., D.J.R., D.R.R., AND T.E.R.,	:	
	:	
RESPONDENT.	:	

The record of this matter and the Initial Decision of the Office of Administrative Law (OAL) have been reviewed. The parties did not file exceptions.

Upon such review, the Commissioner is in accord with the ALJ’s conclusion that this matter is no longer a contested case before the Commissioner. The Board advised that the

---

<sup>1</sup> The Initial Decision in this matter incorrectly identified respondent in the second consolidated case, EDU 15231-18, as “A.R.” A.R. is the father of the minor children whose residence was at issue in this case; the correct respondent in EDU 15231-18 is G.W., the mother of the minor children.

minor children are permitted to continue attending school in the District based upon a modified custody order, and withdrew its claim for tuition.

Accordingly, the Initial Decision is adopted as the final decision in this matter and the petition of appeal is hereby dismissed.

IT IS SO ORDERED.<sup>2</sup>

COMMISSIONER OF EDUCATION

Date of Decision: January 9, 2019

Date of Mailing: January 9, 2019

---

<sup>2</sup> 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*).



**State of New Jersey**  
OFFICE OF ADMINISTRATIVE LAW

**INITIAL DECISION**

**DISMISSAL**

OAL DKT. NO. EDU 13509-18

AGENCY DKT. NO. 199-8/-18

**A.R. ON BEHALF OF MINOR CHILDREN**

**J.R., D.R., D.R. & T.R.,**

Petitioners,

v.

**TOWNSHIP OF MORRISTOWN BOARD  
OF EDUCATION, MORRIS COUNTY,**

Respondent.

---

OAL DKT. NO. EDU 15231-18

AGENCY DKT. NO. 226-9/18

**TOWNSHIP OF MORRISTOWN BOARD  
OF EDUCATION, MORRIS COUNTY.,**

Petitioner,

v.

**A.R. ON BEHALF OF MINOR CHILDREN**

**J.R., D.R., D.R. & T.R.,**

Respondents.

**(CONSOLIDATED)**

---

**A.R.**, on behalf of minor children J.R., D.R., D.R. and T.R.

**France L. Febres**, Esq. for Morristown Board of Education, Morris County

Record Closed: November 7, 2018

Decided: November 27, 2018

BEFORE: **JOANN LASALA CANDIDO**, ALAJ

**STATEMENT OF THE CASE**

A.R. on behalf of minor children J.R., D.R., D.R, and T.R. challenges the residency determination made by the Township of Morristown Board of Education (“Board”). The matter was transmitted to the Office of Administrative Law (OAL) under OAL Dkt. No. EDU 13509-18 on September 12, 2018. The Board filed a counterclaim seeking tuition which was transmitted to OAL on October 19, 2018, under OAL Dkt. No. EDU 15231-18. The matters were consolidated by Prehearing Order dated October 26, 2018. A hearing was scheduled for December 12, 2018. Prior to the hearing date, the Board’s attorney sent correspondence stating:

“. . . . Please be advised that the Board has approved the students’ continued attendance based upon a modified custody order that was recently provided to the Board. . . .”

[Said letter is attached hereto for reference.]

Accordingly, I **CONCLUDE** that these matters are no longer a contested case before the Office of Administrative Law. It is therefore **ORDERED** that this matter be and is hereby **DISMISSED**.

I hereby **FILE** this initial decision with the **COMMISSIONER OF THE DEPARTMENT OF EDUCATION** for consideration.

This recommended decision may be adopted, modified or rejected by the **COMMISSIONER OF THE DEPARTMENT OF EDUCATION**, who by law is authorized to make a final decision in this matter. If the Commissioner of the Department of Education does not adopt, modify or reject this decision within forty-five days and unless such time limit is otherwise extended, this recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10.

Within thirteen days from the date on which this recommended decision was mailed to the parties, any party may file written exceptions with the **COMMISSIONER OF THE DEPARTMENT OF EDUCATION, ATTN: BUREAU OF CONTROVERSIES AND DISPUTES, 100 Riverview Plaza, 4th Floor, PO Box 500, Trenton, New Jersey 08625-0500**, marked "Attention: Exceptions." A copy of any exceptions must be sent to the judge and to the other parties.

November 27, 2018



---

DATE

---

**JOANN LASALA CANDIDO, ALAJ**

Date Received at Agency:

November 27, 2018

Date Mailed to Parties:

ljb