

STATE OF NORTH CAROLINA
COUNTY OF MOORE

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
15 DOJ 07779

<p>WILLIAM DALE AARONSON PETITIONER,</p> <p>v.</p> <p>N C CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION RESPONDENT.</p>	<p>FINAL DECISION ORDER GRANTING SUMMARY JUDGMENT</p>
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THIS CAUSE coming on before the undersigned Administrative Law Judge, upon consideration of the Respondent's Motion For Summary Judgment pursuant to Rule 56 of the North Carolina Rules of Civil Procedure and N.C. Gen. Stat. § 150B-33 and § 150B-36; Petitioner having been given an opportunity to respond and failing to do so; and it appearing to the Court that there is no genuine issue as to any material fact; and the Respondent is entitled to Summary Judgment as a matter of law.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that the Motion for Summary Judgment is granted in favor of Respondent.

Judgment is hereby entered for Respondent.

NOTICE

This is a Final Decision issued under the authority of N.C. Gen. Stat. § 150B-34.

Under the provisions of North Carolina General Statute § 150B-45, any party wishing to appeal the final decision of the Administrative Law Judge must file a Petition for Judicial Review in the Superior Court of the county where the person aggrieved by the administrative decision resides, or in the case of a person residing outside the State, the county where the contested case which resulted in the final decision was filed. **The appealing party must file the petition within 30 days after being served with a written copy of the Administrative Law Judge's Final Decision.** In conformity with the Office of Administrative Hearings' rule, 26 N.C. Admin. Code 03.0102, and the Rules of Civil Procedure, N.C. General Statute 1A-1, Article 2, **this Final Decision was served on the parties the date it was placed in the mail as indicated by the date on the Certificate of Service attached to this Final Decision.** N.C. Gen. Stat. § 150B-46 describes the contents of the Petition and requires service of the Petition on all parties. Under N.C. Gen. Stat. § 150B-47, the Office of Administrative Hearings is required to file the official record in the contested case with the Clerk of Superior Court within 30 days of receipt of the Petition for Judicial Review. Consequently, a copy of the Petition for Judicial Review must be sent to the

Office of Administrative Hearings at the time the appeal is initiated in order to ensure the timely filing of the record.

IT IS SO ORDERED.

This the 5th day of February, 2016.

J Randall May
Administrative Law Judge

STATE OF NORTH CAROLINA
COUNTY OF MOORE

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15 DOJ 07779

<p>WILLIAM DALE AARONSON PETITIONER,</p> <p>V.</p> <p>N C CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION RESPONDENT.</p>	<p>AMENDED PROPOSAL FOR DECISION</p>
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Pursuant to 26 NCAC 3.0129, for the purpose of correcting a clerical error, IT IS HEREBY ORDERED that the FINAL DECISION ORDER GRANTING SUMMARY JUDGMENT, issued from this Office on February 5, 2016 is amended as follows: 1) The order is to be titled PROPOSAL FOR DECISION; and 2) The NOTICE is replaced with the following:

NOTICE AND ORDER

The North Carolina Justice Education and Training Standards Commission is the agency that will make the Final Decision in this contested case. As the final decision-maker, that agency is required to give each party an opportunity to file exceptions to this proposal for decision, to submit proposed findings of fact, and to present oral and written arguments to the agency pursuant to N.C. Gen. Stat. § 150B-40(e).

It hereby is ordered that the agency serve a copy of the final decision on the Office of Administrative Hearings, 6714 Mail Service Center, Raleigh, N.C. 27699-6714.

This the 10th day of February, 2016.

J Randall May
Administrative Law Judge