

**BOARD OF TRUSTEES
TEACHERS' PENSION AND ANNUITY FUND
MINUTES**

Chairperson Lipoff called the meeting of the Board of Trustees of the Teachers' Pension and Annuity Fund of New Jersey to order at 10:31 a.m., Thursday, February 3, 2022. Due to health and safety concerns for the public regarding COVID-19, the meeting was conducted via teleconference and included the following Trustees:

Howard Lipoff, Sarah Favinger, Irene Savicky, Edward Yarusinsky, Susanne Culliton

Absent: None

Also Present: Jon Klinkenborg, AT&T Teleconference Operator; DAG Jeffrey Padgett; Saretta Dudley; Jeff Ignatowitz; William Tedder; Tyler O'Shea; Christopher Milaszewski; Sharon Palmer; Dawn Lewis; Shirlene Scott; DAG Robert Kelly; David A. Castaldi, Esq.; Garnell Bailey; Barbara Riefberg, Esq.; Raymond Cafara; Judith Hulmes-Cochran; Robert Murphy, NJPSA

Chairperson Lipoff gave notice of the meeting in compliance with N.J.S.A.10:4-10 by the following statement:

"Notice of this meeting has been provided through the annual notice of the schedule of regular meetings of the Board filed with and prominently posted in the offices of the Secretary of State. The 2022 annual meeting schedule was mailed to the Secretary of State, Star Ledger and the Trenton Times on December 16, 2021."

RESOLUTION A

**RESOLUTION TO GO INTO CLOSED SESSION
TO CONSIDER INDIVIDUALS' DISABILITY APPLICATIONS**

"In accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-13, be it resolved that the Board of Trustees of the Teachers' Pension and Annuity Fund go into closed session for purposes of discussing matters pertaining to disability retirement which involves material involving personal medical and health records, data, reports and recommendations relating to specific individuals, pursuant to N.J.S.A. 10:4-12(3). Those matters are confidential unless expressly waived by the individual involved.

The actions taken during closed session relating to a disability retirement are anticipated to become available to the public immediately at the conclusion of the meeting and will be posted on the Division of Pensions and Benefits' website within a reasonable time; however, personal information pertaining to an individual shall be redacted from the minutes of such meeting and shall remain confidential until after such time as the Board determines that the need of confidentiality no longer exists under state and federal law, including the Health Insurance Portability and Accountability Act of 1996 (HIPPA), and the matters discussed can be disclosed."

OPEN SESSION

RESOLUTION B

**RESOLUTION TO GO INTO EXECUTIVE SESSION
TO REQUEST/RECEIVE ATTORNEY-CLIENT ADVICE FROM THE DEPUTY ATTORNEY
GENERAL**

"In accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-13, be it resolved that the Board of Trustees of the Teachers' Pension and Annuity Fund go into closed session to discuss matters falling within the attorney-client privilege, and/or matters in which litigation is pending or anticipated, pursuant to N.J.S.A. 10:4-12(7).

The minutes of such meeting shall remain confidential until after such time as the Board determines that the need of confidentiality no longer exists and the matters discussed can be disclosed and the Board waives the attorney-client privilege."

The Board approved as amended the minutes and the Executive Session minutes from the meeting of January 6, 2022. (Motion made by Trustee Yarusinsky; seconded by Trustee Savicky.)

The following reports were unanimously approved unless otherwise indicated.

MISCELLANEOUS ISSUES

(A motion was made by Trustee Savicky to adopt Resolution B and enter into Executive Session; seconded by Trustee Favinger. A motion was made to enter back into Open Session by Trustee Savicky; seconded by Trustee Favinger.)

Discussion of eligibility for continuation of Ordinary Disability retirement benefits

The Board directed the Division to send a letter to the member regarding the reconsideration of the member's eligibility for Ordinary Disability retirement benefits. (Motion made by Trustee Savicky; seconded by Trustee Culliton.)

PAGES

RETIREMENT/DEATH LISTS

(A motion to approve the following items was made by Trustee Favinger; seconded by Trustee Savicky.)

- | | |
|---------|-------------------------------|
| 37 – 42 | Active and Retired Death List |
| 43 – 49 | Retirement List |
| 50 | Chapter 221 List |

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF PENSIONS AND BENEFITS
PRUDENTIAL PAYMENTS
TEACHERS' PENSION AND ANNUITY FUND

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FUND	CALC	221	DATE OF	DATE OF	BENE %	ASF	CONTRIB	NON-
d	TYPE	NAME	INDIC	DEATH	CHECK		INS	CONTRIB INS
1	R	JOHN R GRECO		12/9/2021	1/27/2022	100.00	0.00	12,283.13
1	R	CHARLES TRAVERS JR		12/14/2021	1/24/2022	100.00	0.00	14,525.00
1	R	CHARLES TRAVERS JR		12/14/2021	1/24/2022	100.00	0.00	14,525.00
1	R	LORRAINE GARRAND		10/2/2021	1/3/2022	100.00	0.00	5,850.00
1	R	EUGENE MALINOWSKI		11/24/2021	1/25/2022	50.00	0.00	10,934.49
1	R	EUGENE MALINOWSKI		11/24/2021	1/25/2022	50.00	0.00	10,934.49
1	R	MADGE SPEERS		9/5/2021	1/5/2022	100.00	0.00	10,540.50
1	R	SONDRA PERCY		12/3/2021	1/26/2022	100.00	0.00	14,467.50
1	R	BARBARA W STEINFELD		12/6/2021	1/24/2022	50.00	0.00	7,487.50
1	R	MARGARET R VANGILST		10/22/2021	1/25/2022	16.66	0.00	2,335.41
1	R	ALFRED E KILEY		11/1/2021	1/3/2022	100.00	0.00	16,872.49
1	R	KAY ELAINE SICKNICK		11/21/2021	1/7/2022	100.00	0.00	14,790.00
1	R	VIRGINIA BIRTCL		10/11/2021	1/25/2022	100.00	0.00	12,086.87
1	R	ROSE PERONE		11/1/2021	1/14/2022	25.00	0.00	4,077.65
1	R	ROSE PERONE		11/1/2021	1/31/2022	25.00	0.00	4,077.65
1	R	ROSE PERONE		11/1/2021	1/27/2022	25.00	0.00	4,077.65
1	R	MARILYN S WUESTEFELD		12/7/2021	1/26/2022	100.00	0.00	16,177.50
1	R	JOAN F CRUM		8/27/2021	1/24/2022	100.00	0.00	15,867.50
1	R	MARIE DEVITO		10/17/2021	1/12/2022	100.00	0.00	16,940.23
1	R	ANN L DONOVAN		9/1/2021	1/26/2022	50.00	0.00	8,131.25
1	R	JOAN LIL ADAIR		10/20/2021	1/24/2022	100.00	0.00	15,185.00
1	R	MARTHA EASTMAN		11/9/2021	1/24/2022	16.66	0.00	2,179.99
1	R	MARTHA EASTMAN		11/9/2021	1/24/2022	16.66	0.00	2,179.99
1	R	MARTHA EASTMAN		11/9/2021	1/13/2022	16.66	0.00	2,179.99
1	R	HARRY C DURNEY		11/5/2021	1/11/2022	100.00	0.00	12,782.50
1	R	JANET KOEHLER		11/6/2021	1/26/2022	100.00	0.00	14,180.00
1	R	WALTER TREACY		12/5/2021	1/20/2022	100.00	0.00	15,972.50
1	R	NORMAN J KREGER		7/21/2021	1/24/2022	100.00	0.00	8,963.56
1	R	JOSEPH PAPETTI JR		12/18/2021	1/27/2022	100.00	0.00	27,895.82
1	R	KATHERINE VOLPI		12/18/2021	1/13/2022	100.00	0.00	10,852.50
1	R	JOANNE DOMAN		10/28/2021	1/7/2022	33.33	0.00	5,750.16
1	R	SHARON GILMORE		12/13/2021	1/26/2022	50.00	0.00	5,891.25
1	R	CATHERINE NICASTRO		11/27/2021	1/7/2022	100.00	0.00	18,525.00
1	R	EUGENE HEALEY		11/14/2021	1/5/2022	100.00	0.00	21,765.99
1	R	MARIA TORANZO		11/21/2021	1/5/2022	100.00	0.00	14,520.00
1	R	JUDITH BRADLEY		11/27/2021	1/3/2022	50.00	0.00	9,553.75
1	R	JOSEPH P QUIRK		10/18/2021	1/25/2022	25.00	0.00	5,993.11
1	R	JOSEPH P QUIRK		10/18/2021	1/25/2022	25.00	0.00	5,993.11
1	R	JOSEPH P QUIRK		10/18/2021	1/25/2022	25.00	0.00	5,993.11
1	R	PAUL A CARUSO		11/19/2021	1/24/2022	100.00	0.00	17,212.50
1	R	JOSEPH CATENA		10/30/2021	1/24/2022	50.00	0.00	12,205.21
1	R	ANN J BRUTZMAN		9/17/2021	1/27/2022	25.00	0.00	4,751.87
1	R	ROSLYN LIEBERMAN		11/5/2021	1/13/2022	100.00	0.00	16,535.00

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u n d	CALC TYPE	NAME	221 INDIC	DATE OF DEATH	DATE OF CHECK	BENE %	ASF	CONTRIB INS	NON- CONTRIB INS
1	R	THERESA C SOWA		8/4/2021	1/26/2022	25.00	0.00	0.00	3,390.47
1	R	ALEXANDER COOKER		10/23/2021	1/27/2022	100.00	0.00	13,695.37	18,260.50
1	R	PILAR PEREZ		11/18/2021	1/27/2022	50.00	0.00	5,841.56	7,788.75
1	R	PILAR PEREZ		11/18/2021	1/19/2022	50.00	0.00	5,841.56	7,788.75
1	R	SADIE B DODSON		11/10/2021	1/13/2022	100.00	0.00	12,690.49	16,920.66
1	R	KATHLEEN MAYBAUM		12/3/2021	1/31/2022	100.00	0.00	0.00	7,196.25
1	R	DENNIS A THROCKMORTON		9/26/2021	1/26/2022	50.00	0.00	6,041.80	8,055.74
1	R	DENNIS A THROCKMORTON		9/26/2021	1/26/2022	50.00	0.00	6,041.80	8,055.74
1	R	CAROL ABOYOUN		11/18/2021	1/3/2022	100.00	0.00	13,218.75	17,625.00
1	R	MANUEL GONZALEZ		9/27/2021	1/24/2022	20.00	0.00	4,162.50	5,550.00
1	R	ELIZABETH WHITTINGTON		11/27/2021	1/3/2022	50.00	0.00	4,918.49	6,557.99
1	R	ELIZABETH WHITTINGTON		11/27/2021	1/3/2022	50.00	0.00	4,918.49	6,557.99
1	R	MICHAEL W REILLY		9/2/2021	1/26/2022	100.00	0.00	15,198.75	20,265.00
1	R	RICHARD LACOVARA		11/27/2021	1/27/2022	100.00	0.00	18,439.47	24,585.97
1	R	NANCY CARRINGER		10/25/2021	1/27/2022	33.33	0.00	4,327.74	5,770.33
1	R	NANCY CARRINGER		10/25/2021	1/24/2022	33.33	0.00	4,327.74	5,770.33
1	R	RONALD STANWOOD		8/25/2021	1/5/2022	33.33	0.00	2,637.56	3,516.75
1	R	ROBERT H MITCHELL		11/26/2021	1/12/2022	100.00	0.00	14,362.50	19,150.00
1	R	JOAN J TOMLIN		9/1/2021	1/25/2022	50.00	0.00	7,823.18	10,430.90
1	R	PATRICIA J HUNT		10/20/2021	1/12/2022	100.00	0.00	10,561.87	14,082.50
1	R	MARILYN CONDINI		8/9/2021	1/26/2022	100.00	0.00	14,574.61	19,432.82
1	R	MARIE T CRONIN-HULL		6/17/2021	1/28/2022	13.56	0.00	1,721.39	2,295.19
1	R	MARIE T CRONIN-HULL		6/17/2021	1/28/2022	43.22	0.00	5,486.64	7,315.52
1	R	FRANCES PUNZI		11/29/2021	1/24/2022	100.00	0.00	0.00	16,017.56
1	R	DEBORAH PALMERI		10/15/2021	1/13/2022	100.00	0.00	0.00	11,962.50
1	R	THOMAS BRISCOE		11/18/2021	1/27/2022	100.00	0.00	7,670.62	10,227.50
1	R	TIMOTHY F SLOTHOWER		10/19/2021	1/25/2022	100.00	0.00	17,714.53	23,619.37
1	R	RAOUF W ISKANDER		10/14/2021	1/21/2022	100.00	0.00	13,254.03	17,672.05
1	R	FLORENCE CRAWFORD		12/7/2021	1/27/2022	25.00	0.00	2,754.75	3,673.00
1	R	FLORENCE CRAWFORD		12/7/2021	1/27/2022	25.00	0.00	2,754.75	3,673.00
1	R	SUSAN MILLS		12/17/2021	1/31/2022	50.00	0.00	6,320.06	8,426.75
1	R	JUDITH GREELEY		11/10/2021	1/12/2022	100.00	0.00	15,346.87	20,462.50
1	R	JOHN DAN BRYCE		11/14/2021	1/26/2022	100.00	0.00	5,163.00	6,884.00
1	R	JERRY W BENFER		12/14/2021	1/24/2022	100.00	0.00	17,943.75	23,925.00
1	R	WILLA F SPICER		11/13/2021	1/5/2022	33.33	0.00	8,545.55	11,394.07
1	R	WILLA F SPICER		11/13/2021	1/3/2022	33.33	0.00	8,545.55	11,394.07
1	R	LOUIS BERNARDO		12/3/2021	1/25/2022	100.00	0.00	22,200.00	29,600.00
1	R	JOAN M FABRIZIO		8/26/2021	1/13/2022	20.00	0.00	2,415.00	3,220.00
1	R	JOAN M FABRIZIO		8/26/2021	1/24/2022	20.00	0.00	2,415.00	3,220.00
1	R	RENAY MCCAMAN		11/30/2021	1/27/2022	100.00	0.00	14,019.75	18,693.00
1	R	TIMOTHY TEDESCO		11/23/2021	1/5/2022	100.00	0.00	18,487.50	24,650.00
1	R	RITA MCKEON		11/15/2021	1/27/2022	100.00	0.00	15,937.49	21,249.99
1	R	JANICE CAMPBELL		12/18/2021	1/27/2022	100.00	0.00	12,881.25	17,175.00

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F u n d	CALC d	NAME	221 INDIC	DATE OF -DEATH	DATE OF CHECK	BENE %	ASF	CONTRIB INS	NON- CONTRIB INS
1	R	DAVID H MOYER		12/17/2021	1/26/2022	100.00	0.00	40,417.49	53,889.99
1	R	PATRICIA A BEEBE		12/5/2021	1/26/2022	100.00	0.00	15,500.62	20,667.50
1	R	JAMES G BUTTS		11/3/2021	1/7/2022	100.00	0.00	14,418.75	19,225.00
1	R	MARGARET GIAMBRONE		12/28/2021	1/19/2022	100.00	0.00	0.00	13,621.88
1	R	DEBORAH CONNOLLY		10/27/2021	1/13/2022	50.00	0.00	9,045.00	12,060.00
1	R	DEBORAH CONNOLLY		10/27/2021	1/7/2022	50.00	0.00	9,045.00	12,060.00
1	R	SALLY F STOVER		9/29/2021	1/13/2022	50.00	0.00	2,966.25	3,955.00
1	R	ANNA REPPERMUND		11/12/2021	1/19/2022	100.00	0.00	15,316.87	20,422.50
1	R	MARIA GUARDIOLA		10/30/2021	1/3/2022	50.00	0.00	7,180.68	9,574.25
1	R	CAROL A SUITER		10/20/2021	1/7/2022	50.00	0.00	7,405.31	9,873.75
1	R	BELLA W SHORE		8/28/2021	1/26/2022	50.00	0.00	8,561.06	11,414.75
1	R	BELLA W SHORE		8/28/2021	1/26/2022	50.00	0.00	8,561.06	11,414.75
1	R	SUZANNE ELAINE SMITH		11/3/2021	1/24/2022	100.00	0.00	14,683.12	19,577.50
1	R	MICHAEL D CIPOLLA		11/11/2021	1/26/2022	33.33	0.00	4,526.24	6,034.99
1	R	ROSEMARIE MAMOUN		10/29/2021	1/26/2022	50.00	0.00	7,680.93	10,241.25
1	R	ROSEMARIE MAMOUN		10/29/2021	1/24/2022	50.00	0.00	7,680.93	10,241.25
1	R	ELIZABETH L TAMAGNI		12/11/2021	1/13/2022	100.00	0.00	13,366.87	17,822.50
1	R	ROB SILVERMAN		12/2/2021	1/27/2022	100.00	0.00	15,978.75	21,305.00
1	R	KINSA H TURNBULL		9/25/2021	1/24/2022	33.33	0.00	5,584.99	7,446.66
1	R	JOSEPH ZIZNEWSKI		11/30/2021	1/26/2022	100.00	0.00	16,575.00	22,100.00
1	R	SUSAN J BLOHOWIAK		11/14/2021	1/24/2022	100.00	0.00	16,491.74	21,988.99
1	R	RICHARD LEWIS MARTON		11/3/2021	1/7/2022	100.00	0.00	16,993.79	22,658.39
1	R	RUTH S LADD		10/29/2021	1/3/2022	100.00	0.00	12,862.50	17,150.00
1	R	GERALDINE J OCONNOR		10/21/2021	1/5/2022	50.00	0.00	9,196.85	12,262.47
1	R	DANIEL VICTOR BALINSKI		11/15/2021	1/7/2022	100.00	0.00	9,337.50	12,450.00
1	R	DIANNE M GERBER		11/18/2021	1/26/2022	26.06	0.00	4,284.94	5,713.26
1	R	DIANNE M GERBER		11/18/2021	1/26/2022	26.06	0.00	4,284.94	5,713.26
1	R	DIANNE M GERBER		11/18/2021	1/27/2022	47.88	0.00	7,872.72	10,496.97
1	R	ANTONIA T APOLDO		10/19/2021	1/12/2022	100.00	0.00	15,658.12	20,877.50
1	R	SHIRLEY SANTONASTASO		10/27/2021	1/3/2022	33.33	0.00	3,897.81	5,197.08
1	R	JAMIE TURNER		11/24/2021	1/13/2022	100.00	0.00	24,861.86	33,149.15
1	R	RACHELLE M HABER		7/22/2021	1/10/2022	4.80	0.00	463.46	617.95
1	R	JAME HARRIS JR		11/9/2021	1/19/2022	100.00	0.00	11,742.75	15,657.00
1	R	LYNNE TURNER		10/23/2021	1/20/2022	50.00	0.00	9,540.93	12,721.25
1	R	LYNNE TURNER		10/23/2021	1/20/2022	50.00	0.00	9,540.93	12,721.25
1	R	THOMAS J NOON		11/28/2021	1/6/2022	33.33	0.00	5,206.87	6,942.49
1	R	THOMAS J NOON		11/28/2021	1/12/2022	33.33	0.00	5,206.87	6,942.49
1	R	THOMAS J NOON		11/28/2021	1/27/2022	33.33	0.00	5,206.87	6,942.49
1	R	WENDY COSTELLO		9/10/2021	1/26/2022	100.00	0.00	18,003.75	24,005.00
1	R	ROSA M LALUZ		9/27/2021	1/12/2022	100.00	0.00	18,474.99	24,633.32
1	R	SHIRLEY A SMITH		12/20/2021	1/26/2022	50.00	0.00	7,454.06	9,938.75
1	R	SHIRLEY A SMITH		12/20/2021	1/26/2022	50.00	0.00	7,454.06	9,938.75
1	R	SUZAN K HACKER GINSBURG		10/11/2021	1/3/2022	33.33	0.00	5,039.99	6,719.99

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F	U	N	CALC	221	DATE OF	DATE OF		CONTRIB	NON-
8			TYPE	INDIC	DEATH	CHECK	BENE %	INS	CONTRIB'INS
1	R		SUZAN K HACKER GINSBURG		10/11/2021	1/3/2022	33.33	0.00	5,039.99
1	R		SUZAN K HACKER GINSBURG		10/11/2021	1/3/2022	33.33	0.00	5,039.99
1	R		PATRICIA LAFFERTY		12/7/2021	1/27/2022	33.33	0.00	4,996.87
1	R		PATRICIA LAFFERTY		12/7/2021	1/27/2022	33.33	0.00	4,996.87
1	R		PATRICIA LAFFERTY		12/7/2021	1/27/2022	33.33	0.00	4,996.87
1	R		MICHAEL A PORCELLO		9/17/2021	1/26/2022	100.00	0.00	17,060.62
1	R		SANDRA J REYNOLDS		10/21/2021	1/7/2022	50.00	0.00	11,371.75
1	R		PAUL J WALDEK		11/26/2021	1/5/2022	100.00	0.00	20,296.87
1	R		MARGARET P KASPERSETZ		8/5/2021	1/31/2022	100.00	0.00	18,556.87
1	R		BERNARDO GOMEZ		6/8/2021	1/24/2022	30.83	0.00	4,065.22
1	R		BERNARDO GOMEZ		6/8/2021	1/24/2022	30.83	0.00	4,065.22
1	R		BERNARDO GOMEZ		6/8/2021	1/24/2022	7.51	0.00	990.26
1	R		JAMES ROBINSON		11/28/2021	1/12/2022	100.00	0.00	21,878.61
1	R		SUSAN M APISA		8/24/2021	1/4/2022	50.00	0.00	8,263.12
1	R		SUSAN M APISA		8/24/2021	1/4/2022	50.00	0.00	8,263.12
1	R		ROBERT SILVESTRI		10/1/2021	1/5/2022	100.00	0.00	18,785.62
1	R		ALYCE A HUNTER		9/11/2021	1/26/2022	100.00	0.00	30,745.24
1	R		GAIL M MCGINTY		8/3/2021	1/3/2022	100.00	0.00	15,281.25
1	R		DIANE CHMIEL		12/18/2021	1/24/2022	100.00	0.00	17,115.00
1	R		PE RAPPAPORT		5/21/2021	1/12/2022	50.00	0.00	1,631.25
1	R		ANN L PEARCE		10/31/2021	1/5/2022	100.00	0.00	13,924.12
1	R		M JUNE EBERLE		12/13/2021	1/31/2022	100.00	0.00	15,154.99
1	R		ANNETTE ZYCH		10/22/2021	1/5/2022	100.00	0.00	20,850.93
1	R		JILL DORSEY MANSOR		11/20/2021	1/14/2022	100.00	0.00	17,113.87
1	R		MARIA A GARRERA		11/5/2021	1/13/2022	100.00	0.00	0.00
1	R		MEGHAN M LORDON		7/27/2021	1/24/2022	100.00	0.00	0.00
1	R		CATHERINE A DELORENZO		9/3/2021	1/3/2022	33.33	0.00	4,479.18
1	R		PAUL K URBAN		11/12/2021	1/26/2022	100.00	0.00	0.00
1	R		REBECCA S GUESS		10/5/2021	1/24/2022	100.00	0.00	25,788.56
1	R		STEVEN P DIGREGORIO	Y	10/12/2021	1/7/2022	100.00	173,653.70	18,881.25
1	R		NICOLE M BARBATO	Y	12/4/2021	1/24/2022	100.00	110,719.30	0.00

**TPAF BOARD MEETING
CHAPTER 221 CASES
February 3, 2022**

The following are cases to be presented to the Board of Trustees for Chapter 221 who have elected **Active Status**:

NAME	M/S#	TYPE	OPTION	DOD	RET DATE
Fazio, Lauren		OD	3	4/27/20	7/1/20

The following are cases to be presented to the Board of Trustees for Chapter 221 who have elected **Retired Status**:

NAME	M/S#	TYPE	OPTION	DOD	RET DATE
Herman, Scott		Services	A	10/21/21	5/1/22

(A motion to adopt Resolution A and enter into Closed Session was made by Trustee Savicky and seconded by Trustee Yarusinsky.)

CLOSED SESSION

ORDINARY DISABILITY

MEMBER'S NAME	EMPLOYER	EFFECTIVE DATE	OPT	DECISION
Wanda Segarra-Cruz	Perth Amboy BOE	10/1/2021	5	Approved (Motion made by Trustee Culliton; seconded by Trustee Savicky.)
Monthly OD Grid				Approved (See list below.) (Motion made by Trustee Culliton; seconded by Trustee Yarusinsky.)

ORDINARY DISABILITY GRID

Member's Name	Effective Date	Opt	Employer
DeCandia, Patricia I.	09/21	5	Ridgefield Park BOE
Fitzpatrick, Maryellen	03/22	A	Absecon BOE
Gaeta, Debra A.	06/21	5	Camden City BOE
Gordon, Gloria H.	07/21	A	Pascack Valley Reg H S Dist
Landry, James J.	07/22	A	Branchburg Twp BOE
Mazzara, Tracy L.	08/21	5	Woodbridge Twp BOE
Millerschoen, Stephanie E.	05/21	D	Brick Twp BOE
Mosley, Tanya Marie	01/22	5	Toms River School District
*Pappalardo, Danielle Rose	07/21	5	Toms River School District
Rock, Samuel D.	11/21	5	East Orange School District
Teller, Lois E.	07/21	5	Carlstadt Borough BOE

*Re-exam in two years

Total = 11

(A motion was made by Trustee Savicky; seconded by Trustee Favinger to enter into Open Session.)

OPEN SESSION

REQUEST TO CHANGE RETIREMENT TYPE FROM SERVICE TO ORDINARY DISABILITY

(A motion was made by Trustee Favinger to adopt Resolution B and enter into Executive Session; seconded by Trustee Savicky. A motion was made to enter back into Open Session by Trustee Favinger; seconded by Trustee Savicky.)

Garnell Bailey – Pleasantville BOE – The Board considered the request of Garnell Bailey to change her retirement type from Service to Ordinary Disability. At the meeting, the Board noted the statements and submissions of attorney, David A. Castaldi, on behalf of Dr. Bailey and considered all the documentation in the record, which establishes that on June 12, 2019, Dr. Bailey submitted an *Application for Retirement Allowance* on which she requested an October 1, 2019 Service retirement under the Maximum Option. A *Quotation of Retirement Benefits*, dated August 2, 2019 was mailed to Dr. Bailey that reflected her Maximum Option selection and included the following:

You have the right to withdraw, cancel, or change your application for retirement at any time before the later of 30 days after your retirement date or 30 days after the Board of Trustees approves your retirement.

The 30-day period refers to when a retirement becomes due and payable. N.J.A.C.17:3-6.2 states:

A member's retirement allowance shall not become due and payable until 30 days after the date the Board approved the application for retirement or 30 days after the date of retirement, whichever is later.

At its meeting of August 20, 2019, the Board approved Dr. Bailey's October 1, 2019 Service retirement and a letter was sent on that same date memorializing its decision. The letter included the following:

In accordance with law, you have until thirty days after (A) the effective date of your retirement, or (B) the date your retirement was approved by the Board of Trustees, whichever is the later date, to make any changes to your retirement.

Therefore, Dr. Bailey's October 1, 2019 Service retirement became due and payable on October 31, 2019,¹ at which point she was precluded from changing her retirement type in accordance with N.J.A.C. 17:3-6.3, which states, in relevant part:

(a) Except as provided by N.J.A.C. 17:3-6.1 and 6.7, a member shall have the right to withdraw, cancel, or change an application for retirement at any time before the member's retirement allowance becomes due and payable by sending a written request signed by the member. Thereafter, the retirement shall stand as approved by the Board.

...

Accordingly, the Board denied the request to change the retirement type of Dr. Bailey from Service to Ordinary Disability. (Motion made by Trustee Favinger; seconded by Trustee Savicky.)

¹ The Board notes an administrative denial letter dated November 1, 2021, was issued to Dr. Bailey, which listed an incorrect due and payable date of September 19, 2019. A corrected letter was issued to Dr. Bailey on December 10, 2021, which included the correct due and payable date of October 31, 2019.

OPEN SESSION

RECONSIDERATION OF INITIAL DECISION

(A motion was made by Trustee Savicky to adopt Resolution B and enter into Executive Session; seconded by Trustee Yarusinsky. A motion was made to enter back into Open Session by Trustee Favinger; seconded by Trustee Yarusinsky.)

Darin Harris – Camden City BOE – At its meeting of January 6, 2022, the Board considered the Initial Decision of the Honorable Edward J. Delanoy, Jr., Administrative Law Judge (ALJ), dated November 22, 2021.² Thereafter, the Board voted to reject the ALJ's decision recommending Accidental Disability retirement benefits. The Board directed the Secretary to draft Findings of Fact and Conclusions of Law consistent with its determination, to be presented to the Board for discussion and review. At its meeting on February 3, 2022, the Board considered the Findings of Fact and Conclusions of Law. After careful consideration, the Board voted to reject the Findings of Fact and Conclusions of Law, reverse its previous determination, and adopt the ALJ's decision recommending Accidental Disability retirement benefits.³ Therefore, Mr. Harris is approved for Accidental Disability retirement benefits effective May 1, 2015 under his selection of Option D. (Motion to reject Findings of Fact and Conclusions of Law was made by Trustee Yarusinsky; seconded by Trustee Favinger. Vote 4-1; Trustee Culliton aye. Motion to reverse its previous determination and adopt the ALJ's decision was made by Trustee Yarusinsky; seconded by Trustee Favinger. Vote 4-1; Trustee Culliton aye.)

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Karen Wiseman – Bergenfield BOE – At its meeting on January 6, 2022, the Board considered the Initial Decision ("ID") of the Honorable Joann LaSala Candido, Administrative Law Assignment Judge ("ALAJ"), dated December 1, 2021, together with the evidence submitted by the parties, the exceptions filed by Deputy Attorney General Brian D. Ragunan, dated December 27, 2021 and the reply to exceptions filed by Jason E. Sokolowski, dated January 3, 2022. After careful consideration, the Board voted to reject the ALAJ's recommendation that Karen Wiseman is eligible for Ordinary Disability retirement benefits, thereby reaffirming its original determination.⁴ For the reasons set forth below, the Board modified the ALAJ's findings of fact, but rejected the finding that Dr. Farzana Nanavati ("Dr. Nanavati") presented more reliable testimony than Dr. Steven Lomazow ("Dr. Lomazow"); and rejected the ALAJ's finding that Ms. Wiseman is entitled to Ordinary Disability ("OD") retirement benefits.⁵ The Board directed the Secretary to prepare the Findings of Fact and Conclusions of Law outlined below, which were approved by the TPAF Board at its meeting on February 3, 2022. This will constitute the Final Administrative Determination in this matter. On December 4, 2017, Ms. Wiseman applied for an OD retirement benefit. The Board noted that Ms. Wiseman did not list the reasons for her disability on her application. At its meeting on May 3, 2018, the Board denied Ms. Wiseman OD retirement benefits after finding that she is not totally and permanently disabled from the performance of her regular and assigned job duties. After a hearing in the OAL, the ALAJ found that Ms. Wiseman is permanently and totally disabled as a high school English teacher due to migraines, fibromyalgia, and neck pain. ID at 7. For the reasons set forth below, the Board rejects the ALAJ's finding that Ms. Wiseman is totally and permanently disabled and that she is eligible for OD retirement benefits. With respect to Ms. Wiseman's job requirements, the ALAJ found that Wiseman is unable to do the activities that are necessary to perform her job as a teacher that required her to move between five different classrooms throughout the building, walking up and down stairs, and sitting and/or standing for prolonged periods of time. ID at 9.

² The Board requested and was granted an extension of time to issue its final administrative determination.

³ DAG Jeffrey Padgett recused; legal counsel was provided by DAG Robert Kelly.

⁴ DAG Joseph Palumbo recused; legal counsel was provided by DAG Porter Strickler.

⁵ As the 45-day statutory period for issuing a final decision would have expired, the TPAF Board properly requested and received an extension of time for issuing its final decision.

 OPEN SESSION

FINDINGS OF FACT AND CONCLUSIONS OF LAW (continued)

Karen Wiseman – Bergenfield BOE – (continued)

The Board voted to reject this finding because it conflates how Ms. Wiseman subjectively and specifically taught with the general requirements of being a teacher. Instead, the Board held that the appropriate standard to apply considers the general area of her ordinary employment as a teacher and not specific self-reported tasks or functions. See Skulski v. Nolan, 68 N.J. 179, 205-06 (1975)(citing Getty v. Prison Officers' Pension Fund, 85 N.J. Super. 383 (App. Div. 1964)). To qualify for OD, applicants must demonstrate an incapacity to perform duties in the general area of their regular employment rather than solely showing an inability to perform their specific job. See Bueno v. Bd. of Trs., Teachers' Pension & Annuity Fund, 404 N.J. Super. 119, 130–31 (App. Div. 2008). The Board finds that based on Ms. Wiseman's job description and the expert medical testimony and evidence in the record there is no reason why she could not perform the general functions of a teacher, which involves planning lessons and verbally communicating with students. P-13. Although Ms. Wiseman alleged she is disabled because she experienced some difficulty with specific aspects of her job, such as moving walking up and down stairs and moving in between classrooms, such difficulties do not meet the standard for disability retirement benefits. See S.G. v. Bd. of Trs., Teachers' Pension & Annuity Fund, 2021 N.J. Super. Unpub. LEXIS 3136, *21 (App. Div. 2021) ("petitioner was not required to merely prove her condition disabled her from performing the specific duties of 'her job as a middle school math teacher' . . . petitioner was required to prove her condition disabled her from performing 'the general area of [her] ordinary employment.'"). Moreover, these specific complications might have been resolved by simply requesting an accommodation. *Id.* at *22. (The Board noted that petitioner had the option to request an accommodation such as the use of an elevator or a schedule that did not require her to travel between floors, was arbitrary, capricious or unreasonable). See also Grieco-Hicks v. Bd. of Trs., Teachers' Pension & Annuity Fund, 2017 NJ. Super. Unpub. LEXIS 1159, at *12 (App. Div. May 11, 2017) (affirming denial of AD, where "[t]here was no evidence that even if [an art teacher] used a wheelchair, she would be unable to move about a classroom to guide and teach art students, particularly if reasonable accommodations to classroom layout were made"). Most of the specific duties Ms. Wiseman stated she could not perform were not in her official job description but particular to her specific teaching assignment (walking up and downstairs, changing classrooms, taking on extra duties). P-13; DeFeo v. Bd. of Trs., Pub. Emps.' Ret. Sys., 2018 NJ. Super. Unpub. LEXIS 537, at *7 (App. Div. March 9, 2018) (inability to "perform all of the duties required of [a] job . . . does not amount to the inability to perform [the] job"), certif. denied, 234 NJ 9 (2018). For these reasons, Ms. Wiseman did not provide evidence to support that she is permanently and totally disabled from her general employment as a teacher. Therefore, the Board modifies the ALAJ's finding of fact to include only those in the job description. Next, the ALAJ incorrectly weighed the opinion of Ms. Wiseman's expert, Dr. Nanavati over that of the Board's expert, Dr. Lomazow. *Id.* at 6. The Board rejects the ALAJ's finding that Dr. Nanavati presented more reliable testimony than that of Dr. Lomazow because the ALAJ erred in minimizing the absence of a clinical correlation between Ms. Wiseman's complaints and diagnostic tests and Dr. Lomazow's hands-on testing. *Id.* at 5. The Board notes the ALAJ found Dr. Lomazow credible. Based on the testimony and medical evidence presented, the Board finds that Dr. Lomazow's opinion more reliably accounts for the objective evidence contained in the record and that Ms. Wiseman's subjective complaints do not have a sufficient objective neurological basis. *Id.* at 6; See Angel v. Rand Express Lines, Inc., 66 N.J. Super. 77, 86 (App. Div. 1961). Dr. Lomazow reviewed Ms. Wiseman's medical records and history that she provided and performed a neurological exam. The Board notes Dr. Lomazow did not find any disabling neurological conditions, and opined that her headaches were the result of medication overuse and surgery, and were not ultimately disabling. *Id.* at 4. Further, the results of Ms. Wiseman's neurological exam and brain MRI were normal. Ibid.

OPEN SESSION

FINDINGS OF FACT AND CONCLUSIONS OF LAW (continued)

Karen Wiseman – Bergenfield BOE – (continued)

This objective testing is of particular importance compared to the subjective complaints relied upon by Ms. Wiseman's expert. Dr. Lomazow reliably opined that Ms. Wiseman could fully perform her job duties as she had been for years with headaches after a thorough review of Ms. Wiseman's job description. Ms. Wiseman's own testimony showed that she had suffered with headaches for over three decades. In addition, she testified that the Botox treatments that she receives every three months have helped ease the migraines. The objective evidence in the record bears this out. Ibid. On the contrary, Dr. Nanavati's finding that Ms. Wiseman is totally and permanently disabled is not supported by objective evidence, but was only based on Ms. Wiseman's self-reported pain. Ibid. Finally, the Board rejected the substantial weight the ALAJ gave to the fact that Dr. Nanavati was Ms. Wiseman's treating physician since 2015. The Board finds that the ALAJ failed to adequately weigh that Ms. Wiseman was still working when she filed her application for OD in December 2017 and was also actively working when she was examined by Dr. Lomazow in March of 2018. P-14; J-4. In contrast, Dr. Nanavati based many of her findings on treatment from 2012 and exams in September 2018. Fineberg v. Bd. of Trs., Teachers' Pension & Annuity Fund, 2019 NJ. Super. Unpub. LEXIS 2010, at *4 (App. Div. October 1, 2019) (affirming denial of OD, based in part on ALAJ's finding that opinion of Board's expert was "entitled to greater weight than that of petitioner's expert because he examined [Fineberg] closer to the date of her departure").] The Board's decision is in line with the well settled principle that "the weight to which an expert opinion is entitled can rise no higher than the facts and reasoning upon which that opinion is predicated." Johnson v. Salem Corp., 97 N.J. 78, 91 (1984). For these reasons, the Board rejected the ALAJ's legal conclusion that Ms. Wiseman is eligible for Ordinary Disability retirement benefits. (Motion made by Trustee Yarusinsky; seconded by Trustee Savicky.)

FINAL ADMINISTRATIVE DETERMINATION

John Caucino – Monmouth County Vocational Schools – The Board originally denied John Caucino's request to file for Deferred retirement benefits at its meeting of November 10, 2021. Attorney, Arnold C. Lakind, on behalf of Mr. Caucino, filed a timely appeal of that determination on December 17, 2021. At its meeting of January 6, 2022, the Board considered Mr. Lakind's written submissions and accompanying documentation and found that the relevant case law governing the TPAF requires the Board deny the request for Deferred retirement benefits. Finding no genuine issue of material fact in dispute, the Board also denied Mr. Lakind's request for an administrative hearing. The Findings of Fact and Conclusions of Law, as outlined below, were presented to and approved by the TPAF Board at its February 3, 2022, meeting.

FINDINGS OF FACT

The record shows that Mr. Caucino established membership in the TPAF on September 1, 1993, based upon his employment with the Monmouth County Vocational School District ("MCVSD"). Mr. Caucino's TPAF pension contributions with this location continued through August 17, 2004, when he was terminated due to a prior conviction that disqualified him from holding a teaching certificate. Prior to his employment as a teacher with MCVSD, he worked for Ocean Bay Mortgage Company in Toms River, New Jersey. Between 1985 and 1989, he engaged in a scheme with associates to falsify bank loan application documents and construction reports in order to improperly secure 100 percent financing for their projects resulting in significant financial losses for Action Savings Bank. Mr. Caucino pled guilty to 18 U.S.C.A. 1344, Bank Fraud, in 1995. He was sentenced on or about July 14, 1999, and ordered to pay approximately \$15,500 in restitution and fees and serve a five-year term of probation.

OPEN SESSION

FINAL ADMINISTRATIVE DETERMINATION (continued)**John Caucino – Monmouth County Vocational Schools – (continued)**

In October of 1999, U.S. Probation Officer, Kenneth Manual wrote to the New Jersey Department of Education ("NJDOE") advising them of Mr. Caucino's conviction and sentencing. The letter advised Mr. Caucino had illegally received \$173,250 in funds of the Actions Savings Bank to which he was not entitled. The letter further advised that he was employed as a teacher at MCVSD and that he was complying with all areas of his conditions of probation. No action was taken against his teaching position at that time. In 2004, a fingerprint search conducted through the New Jersey State Police and the Federal Bureau of Investigation revealed the aforementioned conviction and sentencing. By letter dated June 11, 2004, the NJDOE's Criminal History Review Unit issued written notice to Mr. Caucino that he was permanently disqualified from employment for any position with a school or other educational institution pursuant to N.J.S.A. 18A:6-7.1 due to his federal criminal conviction. On August 17, 2004, Mr. Caucino's employment was terminated. Mr. Caucino appealed the disqualification and termination and the matter was transferred to the Office of Administrative Law ("OAL") for a hearing before an Administrative Law Judge ("ALJ"). An Initial Decision was issued and the ALJ concluded that the criminal conviction was substantially equivalent to theft by deception, disqualifying Mr. Caucino from holding employment as a teacher. The ALJ found that the conviction qualified as a third degree crime under N.J.S.A. 18A:6-7.1(c)(2) and therefore his disqualification of employment was upheld. At its meeting of October 28, 2004, the State Board of Examiners ("SBE") reviewed the information received from the Office of Criminal History Review indicating that Mr. Caucino was convicted in 1999 of bank fraud. As a result of this conviction, he was disqualified from public service pursuant to N.J.S.A. 18A:6-7.1 et seq. On January 6, 2005, an Order to Show Cause was issued by the SBE for Mr. Caucino to show cause as to why his Teacher of General Business Studies certificate should not be revoked. Mr. Caucino filed an answer shortly thereafter and a hearing was scheduled. At its meeting on December 8, 2005, the SBE issued an Order of Revocation, revoking his Teacher of General Business Studies certificate. The SBE found that Mr. Caucino's disqualification from service in the public schools of New Jersey due to his conviction for bank fraud provided just cause to take action against his certificate. On January 5, 2021, Mr. Caucino filed an application for a Service Retirement effective May 1, 2021. At the time of his last pension contribution on June 30, 2004, he was 43 years of age and had 11 years of TPAF service credit, so Mr. Caucino could only submit an application for Deferred retirement. At its meeting of November 10, 2021, the Board considered whether Mr. Caucino was eligible for Deferred retirement. The Board found that, because he was removed for conduct unbecoming a teacher, he is not eligible for a Deferred retirement pursuant to N.J.S.A. 18A:66-36. Mr. Lakind filed an appeal on December 17, 2021, requesting that the Board reconsider its prior decision and, alternatively, permit an administrative hearing. At its meeting of January 6, 2022, the Board reaffirmed its previous decision and denied Mr. Lakind's request for a hearing.

CONCLUSIONS OF LAW

The issue before the Board is whether Mr. Caucino is eligible to apply for Deferred Retirement light of his removal for conduct unbecoming a teacher. In making its determination, the Board relied upon N.J.S.A. 18A:66-36, which states in pertinent part:

Should a member of the Teachers' Pension and Annuity Fund, after having completed 10 years of service, be separated voluntarily or involuntarily from the service, before reaching service retirement age, and not by removal for conduct unbecoming a teacher or other just cause under the provisions of N.J.S.18A:28-4 to 18A:28-5 and 18A:28-9 to 18A:28-13 inclusive, such person may elect to receive, in lieu of the payment provided in N.J.S.18A:66-34:

 OPEN SESSION

FINAL ADMINISTRATIVE DETERMINATION (continued)

John Caucino – Monmouth County Vocational Schools – (continued)

(Emphasis added.)

Here, Mr. Caucino's conviction of Bank Fraud rendered him ineligible to continue in his teaching position, pursuant to N.J.S.A. 18A:6-7.1. Crimes of theft have been specifically stated as conduct which disqualifies an individual from serving as a teacher and is therefore conduct unbecoming a teacher. The Order of Revocation dated December 20, 2005, provides:

...

In enacting the Criminal History Review statute, N.J.S.A. 18A:6-7.1 et seq. in 1986, the Legislature sought to protect public school pupils from contact with individuals whom it deemed to be a danger to them. Individuals convicted of a crime of theft fall squarely within this category. This strong legislative policy statement is in accord with the Commissioner's long-standing condemnation of criminal acts by teaching-staff members. "Teachers are professional employees to whom the people have entrusted the care and custody of ... school children. This heavy duty requires self-restraint and controlled behavior rarely requisite to other types of employment." Tenure of Sammons, 1972. S.L.D. 302, 321.

Mr. Lakind asserts that the Board's decision to deny Mr. Caucino a deferred retirement benefit is incompatible with New Jersey Law. First, Mr. Lakind asserts that In re Hess, 422 N.J. Super 27 (App. Div. 2011) is dispositive. The Board disagrees. N.J.S.A. 43:15A-38 (a PERS statute) differs entirely from N.J.S.A. 18A:66-36. N.J.S.A. 43:15A-38 provides that PERS members are ineligible from receiving Deferred Retirement benefits if they are removed "for cause on charges of misconduct or delinquency . . ." Under the TPAF statutory scheme, a member is disqualified from receiving Deferred Retirement benefits if they are removed "for conduct unbecoming a teacher or other just cause . . ." N.J.S.A. 18A:66-36. The Hess decision involved the interpretation of an entirely different statute and is inapplicable to his matter. Next, Mr. Lakind asserts that the Board should have performed an "Uricoli" analysis pursuant to N.J.S.A. 43:1-3 and/or N.J.S.A. 43:1-3.1. Again, the Board disagrees. Entitlement to a Deferred Retirement is a prerequisite to any Honorable Service analysis. Generally, pension statutes are "remedial in character" and "should be liberally construed and administered in favor of the persons intended to be benefited thereby." Klumb v. Board of Educ. of Manalapan-Englishtown Regional High School Dist., 199 N.J. 14, 34 (2009). However, "eligibility is not to be liberally permitted." Smith v. State, Dept. of Treasury, Div. of Pensions & Benefits, 390 N.J. Super. 209, 213 (App. Div. 2007). Rather, "the applicable guidelines must be carefully interpreted so as not to 'obscure or override considerations of . . . a potential adverse impact on the financial integrity of the [fund].'" (quoting Chaleff v. Teachers' Pension & Annuity Fund Trustees, 188 N.J. Super. 194, 197, (App. Div. 1983)). Finally, Mr. Lakind asserts that Mr. Caucino was not "removed" due to "conduct unbecoming a teacher."

OPEN SESSION

FINAL ADMINISTRATIVE DETERMINATION (continued)

John Caucino – Monmouth County Vocational Schools – (continued)

While the Board understands the criminal misconduct took place outside of his school, it is also clear that having been convicted of the misconduct, Mr. Caucino was not eligible to hold the position of a teacher as a matter of law. Having never been eligible to hold the position in the first instance, he was removed when the criminal conviction came to light. Mr. Caucino appealed his removal and an ALJ affirmed his removal. As noted above, the Board has reviewed all relevant documentation and written submissions, and because this matter does not entail any disputed questions of fact, the Board was able to reach its findings of fact and conclusions of law on the basis of the TPAF enabling statutes and without the need for an administrative hearing. (Motion made by Trustee Yarusinsky; seconded by Trustee Savicky.)

HEARING REQUEST/APPROVED

The Board approved the following member's request for a hearing in the Office of Administrative Law:

Suzanne Cooley – Hunterdon Central High School – Appeals the Board's denial of Accidental Disability retirement benefits. (Motion made by Trustee Savicky; seconded by Trustee Favinger.)

DENIED RECONSIDERATION – APPROVED HEARING

The Board denied reconsideration of the following member's appeal and approved a hearing in the Office of Administrative Law:

Mariann Balmann – Academy Charter High School – Appeals the Board's partial forfeiture of service credit. (Motion to deny reconsideration made by Trustee Savicky; seconded by Trustee Culliton. Vote 4-1; Trustee Yarusinsky aye. Motion to approve an OAL hearing made by Trustee Savicky; seconded by Trustee Culliton.)

REQUEST TO CHANGE ENROLLMENT DATE

(A motion was made by Trustee Yarusinsky to adopt Resolution B and enter into Executive Session; seconded by Trustee Favinger. A motion was made to enter back into Open Session by Trustee Savicky; seconded by Trustee Yarusinsky.)

Raymond Cafara – Jackson Twp BOE – The Board considered the request of Raymond Cafara to change his TPAF enrollment date from September 1, 2007 to February 1, 2007. At the meeting, the Board noted the personal statements and submissions of attorney, Barbara E. Riefberg, on behalf of Mr. Cafara and considered all the documentation in the record. After careful review, the Board denied Mr. Cafara's request to change his enrollment date from September 1, 2007 to February 1, 2007. In making its determination, the Board relied on minutes from the January 16, 2007 Jackson Board of Education (BOE) meeting, which indicated that Mr. Cafara was hired as a long-term substitute/replacement teacher effective February 1, 2007 through June 30, 2007. Long-term substitute teachers and replacement teachers who meet the provisions of N.J.A.C. 17:2-2.1 and 2.10 are eligible to enroll in the Public Employees' Retirement System. Therefore, as a replacement teacher for the period covering February 1, 2007 through June 30, 2007, he was not eligible for enrollment in the TPAF.

OPEN SESSION

REQUEST TO CHANGE ENROLLMENT DATE (continued)

Raymond Cafara – Jackson Twp BOE – (continued)

The Board's determination was also based upon the provisions of N.J.S.A. 18A:66-14 and N.J.A.C. 17:3-5.5 (a) (3) ii (1) - (3). N.J.S.A. 18A:66-14 states:

Any person employed temporarily as a teacher whose temporary employment resulted, without interruption, in permanent employment, and any person who was employed as a substitute immediately prior to permanent employment may purchase credit for that temporary or substitute service. The purchase shall be made in the same manner and be subject to the same terms and conditions provided for the purchase of previous membership service by N.J.S.A 18A:66-9.

N.J.A.C. 17:3-5.5 (a) (3) ii (1) - (3) states:

Continuous temporary service without interruption or substitute service as a teacher immediately preceding enrollment is eligible for purchase provided the following conditions are met:

...

ii. Substitute service is eligible for purchase provided the employment immediately precedes enrollment in TPAF. Immediately preceding enrollment is defined as employment rendered during the month or biweekly pay period prior to the date of enrollment. The period(s) of substitute service that a member can request to purchase must meet the following criteria:

- (1) A year of substitute service wherein a 10-month employee worked an average of 10 days per month and an aggregate of 100 days during a regular work year. A 12-month employee is required to have worked an average of 10 days per month and an aggregate of 120 days per year;
- (2) Substitute service for a period of less than one year immediately preceding enrollment is eligible for purchase provided the member works a minimum average of 10 days per month for each month of substitute service; and
- (3) When more than one year of substitute service is requested for purchase, each year of substitute service rendered prior to enrollment is reviewed and each year is required to meet the criteria set forth under the provisions of (a)3ii(1) above.

The record shows that on January 29, 2018, Mr. Cafara submitted a *Purchase Application* for the period covering February 1, 2007 to November 30, 2007. In response, Jackson BOE submitted an *Employment Verification Form* certifying that Mr. Cafara was employed as a long-term substitute from February 1, 2007 through June 30, 2007. On February 21, 2018, the Division of Pensions and Benefits (Division) issued a purchase quote to Mr. Cafara stating that he was eligible to purchase five months of Temporary/Substitute service credit for the above period authorized by Jackson BOE.

OPEN SESSION

REQUEST TO CHANGE ENROLLMENT DATE (continued)

Raymond Cafara – Jackson Twp BOE – (continued)

Thereafter, Mr. Cafara authorized the purchase and issued a check to the Division, purchasing five months in a lump sum. On March 12, 2018, the Purchase Section issued Mr. Cafara a receipt acknowledging his check in the amount of \$980.45 for the purchase of five months of Temporary/Substitute service credit. A member's date of enrollment does not change when making a purchase. Therefore, the Board denied Mr. Cafara's request to change his enrollment date from September 1, 2007 to February 1, 2007. (Motion made by Trustee Yarusinsky; seconded by Trustee Savicky.)

REQUEST TO PURCHASE SERVICE CREDIT

(A motion was made by Trustee Yarusinsky to adopt Resolution B and enter into Executive Session; seconded by Trustee Favinger. A motion was made to enter back into Open Session by Trustee Culliton; seconded by Trustee Favinger.)

Judith Hulmes-Cochran – Pine Hill Borough BOE – The Board considered the personal statements and submissions of Judith Hulmes-Cochran as well as all documentation in the record concerning Ms. Hulmes-Cochran's request to purchase service credit covering the period from April 7, 1993 to January 15, 1997 through her employment with Gloucester Township Board of Education (GTBOE). After careful review of all relevant documents, the Board denied Ms. Hulmes-Cochran's request to purchase this service as credit for the reasons set forth in the administrative determination dated December 6, 2021, from Shirlene Scott, Pensions Benefits Specialist, Purchase Section. The record shows that on August 9, 2021, Ms. Hulmes-Cochran submitted a *Purchase Application* for the period covering April 7, 1993 to January 15, 1997 working at GTBOE. In response, GTBOE submitted Employment Verification Forms certifying that Ms. Hulmes-Cochran was employed as a Substitute Teacher Aide from July 1, 1996 to January 15, 1997. In addition, GTBOE certified Ms. Hulmes-Cochran was employed as a Substitute and Teacher's Aide for 54 days from April 7, 1993 to June 30, 1993; 180 days from September 1, 1993 to June 30, 1994; 180 days from September 1, 1994 to June 30, 1995; and 180 days September 1, 1995 to June 30, 1996. Upon request for additional information, GTBOE advised the Purchase Section that W-2's were used to estimate the number of days Ms. Hulmes-Cochran worked; they were unable to locate her title in the Board Minutes; and that they were unable to determine how many days she worked. As a result, the Purchase Section did not have sufficient information to establish purchase eligibility. In making its determination, the Board relied upon the provisions of N.J.S.A. 18A:66-14 and N.J.A.C. 17:3-5.5 (a) (3) ii (1) - (3). N.J.S.A. 18A:66-14 states:

Any person employed temporarily as a teacher whose temporary employment resulted, without interruption, in permanent employment, and any person who was employed as a substitute immediately prior to permanent employment may purchase credit for that temporary or substitute service. The purchase shall be made in the same manner and be subject to the same terms and conditions provided for the purchase of previous membership service by N.J.S.A 18A:66-9.

OPEN SESSION

REQUEST TO PURCHASE SERVICE CREDIT (continued)

Judith Hulmes-Cochran – Pine Hill Borough BOE – (continued)

N.J.A.C. 17:3-5.5 (a) (3) ii (1) - (3) states:

Continuous temporary service without interruption or substitute service as a teacher immediately preceding enrollment is eligible for purchase provided the following conditions are met:

...

ii. Substitute service is eligible for purchase provided the employment immediately precedes enrollment in TPAF. Immediately preceding enrollment is defined as employment rendered during the month or biweekly pay period prior to the date of enrollment. The period(s) of substitute service that a member can request to purchase must meet the following criteria:

- (1) A year of substitute service wherein a 10-month employee worked an average of 10 days per month and an aggregate of 100 days during a regular work year. A 12-month employee is required to have worked an average of 10 days per month and an aggregate of 120 days per year;
- (2) Substitute service for a period of less than one year immediately preceding enrollment is eligible for purchase provided the member works a minimum average of 10 days per month for each month of substitute service; and
- (3) When more than one year of substitute service is requested for purchase, each year of substitute service rendered prior to enrollment is reviewed and each year is required to meet the criteria set forth under the provisions of (a)3ii(1) above.

Accordingly, the Board denied Ms. Hulmes-Cochran's request. (Motion made by Trustee Yarusinsky; seconded by Trustee Favinger.)

REQUEST FOR A MONTHLY SURVIVOR BENEFIT

(A motion was made by Trustee Favinger to adopt Resolution B and enter into Executive Session; seconded by Trustee Savicky. A motion was made to enter back into Open Session by Trustee Savicky; seconded by Trustee Favinger.)

Drew Gibbs (deceased) – Ramapo Indian Regional High School District – The Board considered the letter from Sharon Gibbs, dated November 30, 2021, and all documentation in the record in regard to Ms. Gibbs' request to receive a monthly survivorship benefit as a result of the death of her spouse, Drew Gibbs. After careful consideration, the Board denied the request. In accordance with the statutes that govern the pension system, upon the death of a member in active service, not as a result of an accident during regular or assigned duties, the member's named beneficiaries are entitled to the payment of the group life insurance benefit, if applicable, and the return of the member's accumulated pension contributions with interest. The record before the Board establishes that at the time of Mr. Gibbs' passing he did not have a retirement application on file with the Division.

OPEN SESSION

REQUEST FOR A MONTHLY SURVIVOR BENEFIT (continued)

Drew Gibbs (deceased) – Ramapo Indian Regional High School District – (continued)

Therefore, the benefits payable as a result of Mr. Gibbs' passing as an active member are the group life insurance benefit and the return of his accumulated pension contributions with interest, in accordance with N.J.S.A 18A:66-38, which states in pertinent part:

Upon the receipt of proper proofs of the death of a member in service on account of which no accidental death benefit is payable under section 18A:66-46, there shall be paid to such member's beneficiary:

(a) The member's accumulated deductions at the time of death together with regular interest after January 1, 1956; and

(b) An amount equal to $1\frac{1}{2}$ ⁶ times the compensation upon which contributions by the member to the annuity savings fund were based in the last year of creditable service.

For the reasons stated herein, the Board denied Ms. Gibbs' request for a monthly survivorship benefit. (Motion made by Trustee Savicky; seconded by Trustee Favinger.)

INFORMATIONAL ISSUES

(Trustee Yarusinsky noted the following items.)

Wire Transfer – TPAF Contributory Group Insurance Policy #14300 for the month of December 2021

Wire Transfer – Non-Contributory Group Insurance Policy #14800 Benefit Claims for the month of December 2021

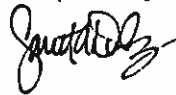
Appellate Division Decision – John Mignone v. PERS

Trial Balance as of July 31, 2021

Appellate Division Decision – Ricky Marter v. PERS

There being no further business, the Board adjourned the meeting at 12:40 p.m. (Motion to adjourn was made by Trustee Savicky; seconded by Trustee Culliton.)

Respectfully submitted,



Saretta Dudley, Secretary
Board of Trustees
Teachers' Pension and Annuity Fund

⁶ In addition to the noncontributory group life insurance of $1\frac{1}{2}$ times his annual compensation, Mr. Gibbs had a contributory group life insurance benefit of 2 times the total base salary upon which pension contributions were based during the last 10 months of service preceding his death.

**BOARD OF TRUSTEES
TEACHERS' PENSION AND ANNUITY FUND
MINUTES**

Chairperson Lipoff called the meeting of the Board of Trustees of the Teachers' Pension and Annuity Fund of New Jersey to order at 10:31 a.m., Thursday, February 3, 2022. Due to health and safety concerns for the public regarding COVID-19, the meeting was conducted via teleconference and included the following Trustees:

Howard Lipoff, Sarah Favinger, Irene Savicky, Edward Yarusinsky, Susanne Culliton

Absent: None

Also Present: Jon Klinkenborg, AT&T Teleconference Operator; DAG Jeffrey Padgett; Saretta Dudley; Jeff Ignatowitz; William Tedder; Tyler O'Shea; Christopher Milaszewski; Sharon Palmer; Dawn Lewis; Shirlene Scott; DAG Robert Kelly; David A. Castaldi, Esq.; Garnell Bailey; Barbara Riefberg, Esq.; Raymond Cafara; Judith Hulmes-Cochran; Robert Murphy, NJPSA

Chairperson Lipoff gave notice of the meeting in compliance with N.J.S.A.10:4-10 by the following statement:

"Notice of this meeting has been provided through the annual notice of the schedule of regular meetings of the Board filed with and prominently posted in the offices of the Secretary of State. The 2022 annual meeting schedule was mailed to the Secretary of State, Star Ledger and the Trenton Times on December 16, 2021."

RESOLUTION A

**RESOLUTION TO GO INTO CLOSED SESSION
TO CONSIDER INDIVIDUALS' DISABILITY APPLICATIONS**

"In accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-13, be it resolved that the Board of Trustees of the Teachers' Pension and Annuity Fund go into closed session for purposes of discussing matters pertaining to disability retirement which involves material involving personal medical and health records, data, reports and recommendations relating to specific individuals, pursuant to N.J.S.A. 10:4-12(3). Those matters are confidential unless expressly waived by the individual involved.

The actions taken during closed session relating to a disability retirement are anticipated to become available to the public immediately at the conclusion of the meeting and will be posted on the Division of Pensions and Benefits' website within a reasonable time; however, personal information pertaining to an individual shall be redacted from the minutes of such meeting and shall remain confidential until after such time as the Board determines that the need of confidentiality no longer exists under state and federal law, including the Health Insurance Portability and Accountability Act of 1996 (HIPPA), and the matters discussed can be disclosed."

OPEN SESSION

RESOLUTION B**RESOLUTION TO GO INTO EXECUTIVE SESSION
TO REQUEST/RECEIVE ATTORNEY-CLIENT ADVICE FROM THE DEPUTY ATTORNEY
GENERAL**

"In accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-13, be it resolved that the Board of Trustees of the Teachers' Pension and Annuity Fund go into closed session to discuss matters falling within the attorney client privilege, and/or matters in which litigation is pending or anticipated, pursuant to N.J.S.A. 10:4-12(7).

The minutes of such meeting shall remain confidential until after such time as the Board determines that the need of confidentiality no longer exists and the matters discussed can be disclosed and the Board waives the attorney-client privilege."

The Board approved as amended the minutes and the Executive Session minutes from the meeting of January 6, 2022. (Motion made by Trustee Yarusinsky; seconded by Trustee Savicky.)

The following reports were unanimously approved unless otherwise indicated.

MISCELLANEOUS ISSUES

(A motion was made by Trustee Savicky to adopt Resolution B and enter into Executive Session; seconded by Trustee Favinger. A motion was made to enter back into Open Session by Trustee Savicky; seconded by Trustee Favinger.)

Discussion of eligibility for continuation of Ordinary Disability retirement benefits

The Board directed the Division to send a letter to the member regarding the reconsideration of the member's eligibility for Ordinary Disability retirement benefits. (Motion made by Trustee Savicky; seconded by Trustee Culliton.)

PAGES**RETIREMENT/DEATH LISTS**

(A motion to approve the following items was made by Trustee Favinger; seconded by Trustee Savicky.)

37 – 42	Active and Retired Death List
43 – 49	Retirement List
50	Chapter 221 List

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF PENSIONS AND BENEFITS
PRUDENTIAL PAYMENTS
TEACHERS' PENSION AND ANNUITY FUND

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F u n d	CALC TYPE	NAME	221 INDIC	DATE OF DEATH	DATE OF CHECK	BENE %	ASF	CONTRIB INS	NON- CONTRIB INS
1	A	CLARENCE L JONES III		3/7/2021	1/12/2022	25.00	61,258.45	52,820.49	39,615.38
1	A	CLARENCE L JONES III		3/7/2021	1/12/2022	25.00	61,258.45	52,820.49	39,615.38
1	A	WILLIE WORKMAN JR		10/17/2021	1/26/2022	100.00	200,487.33	208,560.00	156,420.00
1	A	MICHAEL BATCHE		11/17/2021	1/19/2022	100.00	121,322.95	184,939.00	138,704.25
1	A	ANNA FRANCESCA REGANATO		6/2/2021	1/13/2022	100.00	64,585.66	125,254.00	93,940.50
1	A	LAURIE B LIBERMAN		12/2/2021	1/19/2022	100.00	0.00	107,176.00	80,382.00
1	R	CONSTANCE LEFKOWITZ		12/23/2021	1/26/2022	100.00	0.00	3,168.37	4,224.50
1	R	MARILYN H BRENNER		10/22/2021	1/5/2022	33.33	0.00	1,055.93	1,407.91
1	R	MARILYN H BRENNER		10/22/2021	1/12/2022	33.33	0.00	1,055.93	1,407.91
1	R	MARILYN H BRENNER		10/22/2021	1/13/2022	33.33	0.00	1,055.93	1,407.91
1	R	ROSE MARIE RICCI		10/3/2021	1/7/2022	100.00	0.00	0.00	4,031.25
1	R	LAURA JEAN TRASFERINI		7/26/2021	1/12/2022	50.00	0.00	1,438.12	1,917.50
1	R	JOSEPHINE A PAGANO		7/28/2021	1/31/2022	33.33	0.00	0.00	1,724.37
1	R	JOSEPHINE A PAGANO		7/28/2021	1/31/2022	33.33	0.00	0.00	1,724.37
1	R	PAUL J MCCORMICK		12/9/2021	1/24/2022	100.00	0.00	5,811.80	7,749.07
1	R	DOUGLAS L MCILVAIN		9/25/2021	1/13/2022	100.00	0.00	2,043.75	2,725.00
1	R	JOHN MCKNIGHT		10/6/2021	1/25/2022	100.00	0.00	7,152.56	9,536.75
1	R	JEAN MARKOWITZ		11/5/2021	1/7/2022	100.00	0.00	3,997.12	5,329.50
1	R	JOYCE M MASO		11/21/2021	1/25/2022	50.00	0.00	3,976.87	5,302.50
1	R	JOYCE M MASO		11/21/2021	1/26/2022	50.00	0.00	3,976.87	5,302.50
1	R	FRANCIS J DODDY JR		9/22/2021	1/26/2022	100.00	0.00	5,607.74	7,476.99
1	R	ELIZABETH SZUBA		12/3/2021	1/26/2022	100.00	0.00	5,349.75	7,133.00
1	R	BARBARA F DEMARCO		9/24/2021	1/26/2022	50.00	0.00	3,144.37	4,192.50
1	R	BARBARA F DEMARCO		9/24/2021	1/26/2022	50.00	0.00	3,144.37	4,192.50
1	R	FRED M DETRICK		10/19/2021	1/20/2022	100.00	0.00	7,572.45	10,096.61
1	R	KENNETH R BIGELOW		12/5/2021	1/24/2022	100.00	0.00	6,294.93	8,393.24
1	R	DORIS RICKLES		9/11/2021	1/3/2022	33.33	0.00	0.00	2,803.12
1	R	MARIA STINGL		2/7/2021	1/6/2022	100.00	0.00	5,568.75	7,425.00
1	R	JOSEPH M GALLO JR		12/4/2021	1/27/2022	33.33	0.00	3,879.51	5,172.69
1	R	NATALIE R HAMLIN		11/30/2021	1/13/2022	33.33	0.00	2,381.37	3,175.16
1	R	NATALIE R HAMLIN		11/30/2021	1/13/2022	33.33	0.00	2,381.37	3,175.16
1	R	JANET H CREE		10/26/2021	1/26/2022	50.00	0.00	3,527.81	4,703.75
1	R	JANET H CREE		10/26/2021	1/24/2022	50.00	0.00	3,527.81	4,703.75
1	R	JEAN R PLETCHER		7/30/2021	1/24/2022	20.00	0.00	1,435.99	1,914.66
1	R	JEAN R PLETCHER		7/30/2021	1/12/2022	20.00	0.00	1,435.99	1,914.66
1	R	DOLORES MARY ANTONIEWICZ		9/12/2021	1/12/2022	85.08	0.00	7,194.57	9,592.77
1	R	DOLORES MARY ANTONIEWICZ		9/12/2021	1/12/2022	14.92	0.00	1,261.67	1,682.23
1	R	ELLEN M SMITH		12/4/2021	1/13/2022	100.00	0.00	7,181.25	9,575.00
1	R	JOSEPH J LANG		10/30/2021	1/3/2022	100.00	0.00	8,581.87	11,442.50
1	R	MARY A LESSING		8/12/2021	1/31/2022	33.33	0.00	3,371.87	4,495.83
1	R	MARY A LESSING		8/12/2021	1/26/2022	33.33	0.00	3,371.87	4,495.83
1	R	DORA M VISSEPO-ALTMAN		11/6/2021	1/12/2022	50.00	0.00	1,842.18	2,456.25
1	R	PETER N POLIDORO		12/9/2021	1/27/2022	100.00	0.00	9,994.55	13,326.07

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F U D	CALC	221	DATE OF	DATE OF	BENE %	ASF	CONTRIB	NON-
TYPE	NAME	INDIC	DEATH	CHECK			INS	CONTRIB INS
1	R		11/12/2021	1/5/2022	50.00	0.00	5,082.81	6,777.08
1	R		11/12/2021	1/5/2022	50.00	0.00	5,082.81	6,777.08
1	R		7/25/2021	1/20/2022	100.00	0.00	8,921.25	11,895.00
1	R		10/8/2021	1/14/2022	50.00	0.00	4,917.18	6,556.25
1	R		11/17/2021	1/5/2022	33.33	0.00	4,892.49	6,523.33
1	R		10/7/2021	1/24/2022	100.00	0.00	0.00	8,343.75
1	R		10/27/2021	1/24/2022	100.00	0.00	0.00	9,600.00
1	R		12/6/2021	1/31/2022	100.00	0.00	12,007.48	16,009.98
1	R		11/24/2021	1/26/2022	50.00	0.00	3,750.00	5,000.00
1	R		11/24/2021	1/24/2022	50.00	0.00	3,750.00	5,000.00
1	R		11/8/2021	1/20/2022	100.00	0.00	11,128.12	14,837.50
1	R		11/18/2021	1/5/2022	50.00	0.00	3,961.87	5,282.50
1	R		12/5/2021	1/27/2022	50.00	0.00	5,718.75	7,625.00
1	R		11/11/2021	1/24/2022	50.00	0.00	0.00	4,407.19
1	R		11/11/2021	1/27/2022	50.00	0.00	0.00	4,407.19
1	R		12/1/2021	1/25/2022	50.00	0.00	5,156.24	6,874.99
1	R		8/1/2021	1/11/2022	100.00	0.00	10,181.25	13,575.00
1	R		12/11/2021	1/24/2022	100.00	0.00	9,394.62	12,526.16
1	R		10/16/2021	1/28/2022	100.00	0.00	10,290.00	13,720.00
1	R		9/10/2021	1/25/2022	33.33	0.00	4,029.99	5,373.33
1	R		10/27/2021	1/5/2022	50.00	0.00	5,316.56	7,088.75
1	R		10/27/2021	1/5/2022	50.00	0.00	5,316.56	7,088.75
1	R		9/18/2021	1/21/2022	33.33	0.00	3,751.43	5,001.91
1	R		11/25/2021	1/13/2022	25.00	0.00	4,523.24	6,030.99
1	R		11/25/2021	1/20/2022	25.00	0.00	4,523.24	6,030.99
1	R		11/25/2021	1/5/2022	25.00	0.00	4,523.24	6,030.99
1	R		11/25/2021	1/20/2022	25.00	0.00	4,523.24	6,030.99
1	R		9/6/2021	1/26/2022	100.00	0.00	16,423.12	21,897.50
1	R		11/24/2021	1/24/2022	100.00	0.00	11,962.50	15,950.00
1	R		11/27/2021	1/25/2022	25.00	0.00	2,862.65	3,816.87
1	R		12/19/2021	1/27/2022	100.00	0.00	9,967.50	13,290.00
1	R		8/14/2021	1/26/2022	33.33	0.00	3,659.37	4,879.16
1	R		11/1/2021	1/27/2022	33.33	0.00	2,542.49	3,389.99
1	R		11/1/2021	1/27/2022	33.33	0.00	2,542.49	3,389.99
1	R		11/1/2021	1/27/2022	33.33	0.00	2,542.49	3,389.99
1	R		8/17/2021	1/26/2022	100.00	0.00	11,043.75	14,725.00
1	R		11/16/2021	1/5/2022	100.00	0.00	0.00	11,119.31
1	R		10/25/2021	1/26/2022	100.00	0.00	9,600.00	12,800.00
1	R		11/26/2021	1/26/2022	25.00	0.00	2,661.56	3,548.75
1	R		11/26/2021	1/24/2022	25.00	0.00	2,661.56	3,548.75
1	R		9/26/2021	1/11/2022	50.00	0.00	5,232.18	6,976.25
1	R		9/26/2021	1/26/2022	50.00	0.00	5,232.18	6,976.25
1	R		11/19/2021	1/12/2022	100.00	0.00	24,219.00	32,292.00

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FUND	CALC	221	DATE OF	DATE OF	BENE %	ASF	CONTRIB	NON-
ID	TYPE	NAME	INDIC	DEATH	CHECK		INS	CONTRIB INS
1	R	JOHN R GRECO		12/9/2021	1/27/2022	100.00	0.00	12,283.13
1	R	CHARLES TRAVERS JR		12/14/2021	1/24/2022	100.00	0.00	14,525.00
1	R	CHARLES TRAVERS JR		12/14/2021	1/24/2022	100.00	0.00	14,525.00
1	R	LORRAINE GARRAND		10/2/2021	1/3/2022	100.00	0.00	5,850.00
1	R	EUGENE MALINOWSKI		11/24/2021	1/25/2022	50.00	0.00	10,934.49
1	R	EUGENE MALINOWSKI		11/24/2021	1/25/2022	50.00	0.00	10,934.49
1	R	MADGE SPEERS		9/5/2021	1/5/2022	100.00	0.00	10,540.50
1	R	SONDRA PERCY		12/3/2021	1/26/2022	100.00	0.00	14,467.50
1	R	BARBARA W STEINFELD		12/6/2021	1/24/2022	50.00	0.00	7,487.50
1	R	MARGARET R VANGILST		10/22/2021	1/25/2022	16.66	0.00	2,335.41
1	R	ALFRED E KILEY		11/1/2021	1/3/2022	100.00	0.00	16,872.49
1	R	KAY ELAINE SICKNICK		11/21/2021	1/7/2022	100.00	0.00	14,790.00
1	R	VIRGINIA BIRTCL		10/11/2021	1/25/2022	100.00	0.00	12,086.87
1	R	ROSE PERONE		11/1/2021	1/14/2022	25.00	0.00	4,077.65
1	R	ROSE PERONE		11/1/2021	1/31/2022	25.00	0.00	4,077.65
1	R	ROSE PERONE		11/1/2021	1/27/2022	25.00	0.00	4,077.65
1	R	MARILYN S WUESTEFELD		12/7/2021	1/26/2022	100.00	0.00	16,177.50
1	R	JOAN F CRUM		8/27/2021	1/24/2022	100.00	0.00	15,867.50
1	R	MARIE DEVITO		10/17/2021	1/12/2022	100.00	0.00	16,940.23
1	R	ANN L DONOVAN		9/1/2021	1/26/2022	50.00	0.00	8,131.25
1	R	JOAN LIL ADAIR		10/20/2021	1/24/2022	100.00	0.00	15,185.00
1	R	MARTHA EASTMAN		11/9/2021	1/24/2022	16.66	0.00	2,179.99
1	R	MARTHA EASTMAN		11/9/2021	1/24/2022	16.66	0.00	2,179.99
1	R	MARTHA EASTMAN		11/9/2021	1/13/2022	16.66	0.00	2,179.99
1	R	HARRY C DURNAY		11/5/2021	1/11/2022	100.00	0.00	12,782.50
1	R	JANET KOEHLER		11/6/2021	1/26/2022	100.00	0.00	14,180.00
1	R	WALTER TREACY		12/5/2021	1/20/2022	100.00	0.00	15,972.50
1	R	NORMAN J KREGER		7/21/2021	1/24/2022	100.00	0.00	8,963.56
1	R	JOSEPH PAPETTI JR		12/18/2021	1/27/2022	100.00	0.00	27,895.82
1	R	KATHERINE VOLPI		12/18/2021	1/13/2022	100.00	0.00	10,852.50
1	R	JOANNE DOMAN		10/28/2021	1/7/2022	33.33	0.00	5,750.16
1	R	SHARON GILMORE		12/13/2021	1/26/2022	50.00	0.00	5,891.25
1	R	CATHERINE NICASTRO		11/27/2021	1/7/2022	100.00	0.00	18,525.00
1	R	EUGENE HEALEY		11/14/2021	1/5/2022	100.00	0.00	21,765.99
1	R	MARIA TORANZO		11/21/2021	1/5/2022	100.00	0.00	14,520.00
1	R	JUDITH BRADLEY		11/27/2021	1/3/2022	50.00	0.00	9,553.75
1	R	JOSEPH P QUIRK		10/18/2021	1/25/2022	25.00	0.00	5,993.11
1	R	JOSEPH P QUIRK		10/18/2021	1/25/2022	25.00	0.00	5,993.11
1	R	JOSEPH P QUIRK		10/18/2021	1/25/2022	25.00	0.00	5,993.11
1	R	PAUL A CARUSO		11/19/2021	1/24/2022	100.00	0.00	17,212.50
1	R	JOSEPH CATENA		10/30/2021	1/24/2022	50.00	0.00	12,205.21
1	R	ANN J BRUTZMAN		9/17/2021	1/27/2022	25.00	0.00	4,751.87
1	R	ROSLYN LIEBERMAN		11/5/2021	1/13/2022	100.00	0.00	16,535.00

STATE OF NEW JERSEY
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u n	CALC	221	DATE OF	DATE OF	BENE %	ASE	CONTRIB	NON-
d	TYPE	NAME	INDIC	DEATH	CHECK		INS	CONTRIB INS
1	R	THERESA C SOWA		8/4/2021	1/26/2022	25.00	0.00	3,390.47
1	R	ALEXANDER COOKER		10/23/2021	1/27/2022	100.00	0.00	13,695.37
1	R	PILAR PEREZ		11/18/2021	1/27/2022	50.00	0.00	5,841.56
1	R	PILAR PEREZ		11/18/2021	1/19/2022	50.00	0.00	5,841.56
1	R	SADIE B DODSON		11/10/2021	1/13/2022	100.00	0.00	12,690.49
1	R	KATHLEEN MAYBAUM		12/3/2021	1/31/2022	100.00	0.00	0.00
1	R	DENNIS A THROCKMORTON		9/26/2021	1/26/2022	50.00	0.00	6,041.80
1	R	DENNIS A THROCKMORTON		9/26/2021	1/26/2022	50.00	0.00	6,041.80
1	R	CAROL ABOYOUN		11/18/2021	1/3/2022	100.00	0.00	13,218.75
1	R	MANUEL GONZALEZ		9/27/2021	1/24/2022	20.00	0.00	4,162.50
1	R	ELIZABETH WHITTINGTON		11/27/2021	1/3/2022	50.00	0.00	4,918.49
1	R	ELIZABETH WHITTINGTON		11/27/2021	1/3/2022	50.00	0.00	4,918.49
1	R	MICHAEL W REILLY		9/2/2021	1/26/2022	100.00	0.00	15,198.75
1	R	RICHARD LACOVARA		11/27/2021	1/27/2022	100.00	0.00	18,439.47
1	R	NANCY CARRINGER		10/25/2021	1/27/2022	33.33	0.00	4,327.74
1	R	NANCY CARRINGER		10/25/2021	1/24/2022	33.33	0.00	4,327.74
1	R	RONALD STANWOOD		8/25/2021	1/5/2022	33.33	0.00	2,637.56
1	R	ROBERT H MITCHELL		11/26/2021	1/12/2022	100.00	0.00	14,362.50
1	R	JOAN J TOMLIN		9/1/2021	1/25/2022	50.00	0.00	7,823.18
1	R	PATRICIA J HUNT		10/20/2021	1/12/2022	100.00	0.00	10,561.87
1	R	MARILYN CONDINI		8/9/2021	1/26/2022	100.00	0.00	14,574.61
1	R	MARIE T CRONIN-HULL		6/17/2021	1/28/2022	13.56	0.00	1,721.39
1	R	MARIE T CRONIN-HULL		6/17/2021	1/28/2022	43.22	0.00	5,486.64
1	R	FRANCES PUNZI		11/29/2021	1/24/2022	100.00	0.00	0.00
1	R	DEBORAH PALMERI		10/15/2021	1/13/2022	100.00	0.00	0.00
1	R	THOMAS BRISCOE		11/18/2021	1/27/2022	100.00	0.00	7,670.62
1	R	TIMOTHY F SLOTHOWER		10/19/2021	1/25/2022	100.00	0.00	17,714.53
1	R	RAOUF W ISKANDER		10/14/2021	1/21/2022	100.00	0.00	13,254.03
1	R	FLORENCE CRAWFORD		12/7/2021	1/27/2022	25.00	0.00	2,754.75
1	R	FLORENCE CRAWFORD		12/7/2021	1/27/2022	25.00	0.00	2,754.75
1	R	SUSAN MILLS		12/17/2021	1/31/2022	50.00	0.00	6,320.06
1	R	JUDITH GREELEY		11/10/2021	1/12/2022	100.00	0.00	15,346.87
1	R	JOHN DAN BRYCE		11/14/2021	1/26/2022	100.00	0.00	5,163.00
1	R	JERRY W BENFER		12/14/2021	1/24/2022	100.00	0.00	17,943.75
1	R	WILLA F SPICER		11/13/2021	1/5/2022	33.33	0.00	8,545.55
1	R	WILLA F SPICER		11/13/2021	1/3/2022	33.33	0.00	8,545.55
1	R	LOUIS BERNARDO		12/3/2021	1/25/2022	100.00	0.00	22,200.00
1	R	JOAN M FABRIZIO		8/26/2021	1/13/2022	20.00	0.00	2,415.00
1	R	JOAN M FABRIZIO		8/26/2021	1/24/2022	20.00	0.00	2,415.00
1	R	RENAY MCCAMAN		11/30/2021	1/27/2022	100.00	0.00	14,019.75
1	R	TIMOTHY TEDESCO		11/23/2021	1/5/2022	100.00	0.00	18,487.50
1	R	RITA MCKEON		11/15/2021	1/27/2022	100.00	0.00	15,937.49
1	R	JANICE CAMPBELL		12/18/2021	1/27/2022	100.00	0.00	12,881.25

STATE OF NEW JERSEY
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F	u	n.	CALC	221	DATE OF	DATE OF	BENE %	ASF	CONTRIB	NON
d			TYPE NAME	INDIC	DEATH	CHECK			INS	CONTRIB INS
1	R		DAVID H MOYER		12/17/2021	1/26/2022	100.00	0.00	40,417.49	53,889.99
1	R		PATRICIA A BEEBE		12/5/2021	1/26/2022	100.00	0.00	15,500.62	20,667.50
1	R		JAMES G BUTTS		11/3/2021	1/7/2022	100.00	0.00	14,418.75	19,225.00
1	R		MARGARET GIAMBRONE		12/28/2021	1/19/2022	100.00	0.00	0.00	13,621.88
1	R		DEBORAH CONNOLLY		10/27/2021	1/13/2022	50.00	0.00	9,045.00	12,060.00
1	R		DEBORAH CONNOLLY		10/27/2021	1/7/2022	50.00	0.00	9,045.00	12,060.00
1	R		SALLY F STOVER		9/29/2021	1/13/2022	50.00	0.00	2,966.25	3,955.00
1	R		ANNA REPPERMUND		11/12/2021	1/19/2022	100.00	0.00	15,316.87	20,422.50
1	R		MARIA GUARDIOLA		10/30/2021	1/3/2022	50.00	0.00	7,180.68	9,574.25
1	R		CAROL A SUITER		10/20/2021	1/7/2022	50.00	0.00	7,405.31	9,873.75
1	R		BELLA W SHORE		8/28/2021	1/26/2022	50.00	0.00	8,561.06	11,414.75
1	R		BELLA W SHORE		8/28/2021	1/26/2022	50.00	0.00	8,561.06	11,414.75
1	R		SUZANNE ELAINE SMITH		11/3/2021	1/24/2022	100.00	0.00	14,683.12	19,577.50
1	R		MICHAEL D CIPOLLA		11/11/2021	1/26/2022	33.33	0.00	4,526.24	6,034.99
1	R		ROSEMARIE MAMOUN		10/29/2021	1/26/2022	50.00	0.00	7,680.93	10,241.25
1	R		ROSEMARIE MAMOUN		10/29/2021	1/24/2022	50.00	0.00	7,680.93	10,241.25
1	R		ELIZABETH L TAMAGNI		12/11/2021	1/13/2022	100.00	0.00	13,366.87	17,822.50
1	R		ROB SILVERMAN		12/2/2021	1/27/2022	100.00	0.00	15,978.75	21,305.00
1	R		KINSA H TURNBULL		9/25/2021	1/24/2022	33.33	0.00	5,584.99	7,446.66
1	R		JOSEPH ZIZNEWSKI		11/30/2021	1/26/2022	100.00	0.00	16,575.00	22,100.00
1	R		SUSAN J BLOHOWIAK		11/14/2021	1/24/2022	100.00	0.00	16,491.74	21,988.99
1	R		RICHARD LEWIS MARTON		11/3/2021	1/7/2022	100.00	0.00	16,993.79	22,658.39
1	R		RUTH S LADD		10/29/2021	1/3/2022	100.00	0.00	12,862.50	17,150.00
1	R		GERALDINE J OCONNOR		10/21/2021	1/5/2022	50.00	0.00	9,196.85	12,262.47
1	R		DANIEL VICTOR BALINSKI		11/15/2021	1/7/2022	100.00	0.00	9,337.50	12,450.00
1	R		DIANNE M GERBER		11/18/2021	1/26/2022	26.06	0.00	4,284.94	5,713.26
1	R		DIANNE M GERBER		11/18/2021	1/26/2022	26.06	0.00	4,284.94	5,713.26
1	R		DIANNE M GERBER		11/18/2021	1/27/2022	47.88	0.00	7,872.72	10,496.97
1	R		ANTONIA T APOLDO		10/19/2021	1/12/2022	100.00	0.00	15,658.12	20,877.50
1	R		SHIRLEY SANTONASTASO		10/27/2021	1/3/2022	33.33	0.00	3,897.81	5,197.08
1	R		JAMIE TURNER		11/24/2021	1/13/2022	100.00	0.00	24,861.86	33,149.15
1	R		RACHELLE M HABER		7/22/2021	1/10/2022	4.80	0.00	463.46	617.95
1	R		JAME HARRIS JR		11/9/2021	1/19/2022	100.00	0.00	11,742.75	15,657.00
1	R		LYNNE TURNER		10/23/2021	1/20/2022	50.00	0.00	9,540.93	12,721.25
1	R		LYNNE TURNER		10/23/2021	1/20/2022	50.00	0.00	9,540.93	12,721.25
1	R		THOMAS J NOON		11/28/2021	1/6/2022	33.33	0.00	5,206.87	6,942.49
1	R		THOMAS J NOON		11/28/2021	1/12/2022	33.33	0.00	5,206.87	6,942.49
1	R		THOMAS J NOON		11/28/2021	1/27/2022	33.33	0.00	5,206.87	6,942.49
1	R		WENDY COSTELLO		9/10/2021	1/26/2022	100.00	0.00	18,003.75	24,005.00
1	R		ROSA M LALUZ		9/27/2021	1/12/2022	100.00	0.00	18,474.99	24,633.32
1	R		SHIRLEY A SMITH		12/20/2021	1/26/2022	50.00	0.00	7,454.06	9,938.75
1	R		SHIRLEY A SMITH		12/20/2021	1/26/2022	50.00	0.00	7,454.06	9,938.75
1	R		SUZAN K HACKER GINSBURG		10/11/2021	1/3/2022	33.33	0.00	5,039.99	6,719.99

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
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PRUDENTIAL PAYMENTS
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F	u	CALC	221	DATE OF	DATE OF	BENE %	ASF	CONTRIB	NON
d		TYPE	INDIC	DEATH	CHECK			INS	CONTRIB INS
1	R	SUZAN K HACKER GINSBURG		10/11/2021	1/3/2022	33.33	0.00	5,039.99	6,719.99
1	R	SUZAN K HACKER GINSBURG		10/11/2021	1/3/2022	33.33	0.00	5,039.99	6,719.99
1	R	PATRICIA LAFFERTY		12/7/2021	1/27/2022	33.33	0.00	4,996.87	6,662.49
1	R	PATRICIA LAFFERTY		12/7/2021	1/27/2022	33.33	0.00	4,996.87	6,662.49
1	R	PATRICIA LAFFERTY		12/7/2021	1/27/2022	33.33	0.00	4,996.87	6,662.49
1	R	MICHAEL A PORCELLO		9/17/2021	1/26/2022	100.00	0.00	17,060.62	22,747.50
1	R	SANDRA J REYNOLDS		10/21/2021	1/7/2022	50.00	0.00	11,371.75	15,162.34
1	R	PAUL J WALDEK		11/26/2021	1/5/2022	100.00	0.00	20,296.87	27,062.50
1	R	MARGARET P KASPERSETZ		8/5/2021	1/31/2022	100.00	0.00	18,556.87	24,742.50
1	R	BERNARDO GOMEZ		6/8/2021	1/24/2022	30.83	0.00	4,065.22	5,420.29
1	R	BERNARDO GOMEZ		6/8/2021	1/24/2022	30.83	0.00	4,065.22	5,420.29
1	R	BERNARDO GOMEZ		6/8/2021	1/24/2022	7.51	0.00	990.26	1,320.35
1	R	JAMES ROBINSON		11/28/2021	1/12/2022	100.00	0.00	21,878.61	29,171.48
1	R	SUSAN M APISA		8/24/2021	1/4/2022	50.00	0.00	8,263.12	11,017.50
1	R	SUSAN M APISA		8/24/2021	1/4/2022	50.00	0.00	8,263.12	11,017.50
1	R	ROBERT SILVESTRI		10/1/2021	1/5/2022	100.00	0.00	18,785.62	25,047.50
1	R	ALYCE A HUNTER		9/11/2021	1/26/2022	100.00	0.00	30,745.24	40,993.65
1	R	GAIL M MCGINTY		8/3/2021	1/3/2022	100.00	0.00	15,281.25	20,375.00
1	R	DIANE CHMIEL		12/18/2021	1/24/2022	100.00	0.00	17,115.00	22,820.00
1	R	PE RAPPAPORT		5/21/2021	1/12/2022	50.00	0.00	1,631.25	2,175.00
1	R	ANN L PEARCE		10/31/2021	1/5/2022	100.00	0.00	13,924.12	18,565.50
1	R	M JUNE EBERLE		12/13/2021	1/31/2022	100.00	0.00	15,154.99	20,206.66
1	R	ANNETTE ZYCH		10/22/2021	1/5/2022	100.00	0.00	20,850.93	27,801.24
1	R	JILL DORSEY MANSOR		11/20/2021	1/14/2022	100.00	0.00	17,113.87	22,818.50
1	R	MARIA A GARRERA		11/5/2021	1/13/2022	100.00	0.00	0.00	144,289.25
1	R	MEGHAN M LORDON		7/27/2021	1/24/2022	100.00	0.00	0.00	11,090.63
1	R	CATHERINE A DELORENZO		9/3/2021	1/3/2022	33.33	0.00	4,479.18	5,972.24
1	R	PAUL K URBAN		11/12/2021	1/26/2022	100.00	0.00	0.00	152,167.70
1	R	REBECCA S GUESS		10/5/2021	1/24/2022	100.00	0.00	25,788.56	34,384.74
1	R	STEVEN P DIGREGORIO	Y	10/12/2021	1/7/2022	100.00	173,653.70	18,881.25	25,175.00
1	R	NICOLE M BARBATO	Y	12/4/2021	1/24/2022	100.00	110,719.30	0.00	276,678.50

MEMORANDUM

TO: Saretta Dudley
Board Secretary
Teachers' Pension and Annuity Fund

FROM: Timothy Myhre
Chief – Retirement Bureau

DATE: February 3, 2022

SUBJECT: Board List for TPAF February 3, 2022 meeting

Attached is the Board List for the February 3, 2022 meeting of the Teachers' Pension and Annuity Fund.

**STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF PENSIONS AND BENEFITS**

TEACHERS' PENSION and ANNUITY FUND

February 3, 2022 Board Meeting

30 DAY WAIVERS

[illegible]

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF PENSIONS AND BENEFITS
BOARD LIST 1 FOR 02/03/2022
TEACHERS' PENSION AND ANNUITY FUND

RUN-DATE: 02/01/2022

NAME	EFFECTIVE DATE	OPTION/ ERI-CAT	SERVICE		MONTHLY ALLOWANCE	CHAP	RETIREMENT TYPE	EMPLOYER
			AGE	YRS- MOS				
ABALLO, RAMON	2/1/2022	OPTD	62	31-07	\$4,321.26		SERVICE	NEWARK PUBLIC SCHOOLS
ADAMS, LINDA D	1/1/2022	OPTA	67	25-03	\$2,666.97		SERVICE	MIDDLE TOWNSHIP BD OF ED
ADRIATICO, TERRY	1/1/2022	OPT2	70	13-06	\$1,588.44		SERVICE	NEWARK PUBLIC SCHOOLS
ANDERSON, JEAN M	2/1/2022	OPTB	61	25-00	\$3,123.99		SERVICE	JEFFERSON TOWNSHIP BD OF ED
ANGERMEYER, ALLISON B	1/1/2022	OPT1	67	39-06	\$10,157.03		SERVICE	PROSPECT PARK BD OF ED
ASKEW, VIVIAN	1/1/2022	MAX	65	10-02	\$798.43		SERVICE	JERSEY CITY PUBLIC SCHOOLS
AZZOLINI, KAREN L	3/1/2022	OPTC	63	27-04	\$3,458.06		SERVICE	TOMS RIVER SCHOOL DIST
BARBIERI, ELAINE MARIE	3/1/2022	MAX	64	25-01	\$3,967.87		SERVICE	WAYNE BOARD OF EDUCATION
BECHTLOFF, ROBERT KENNETH	3/1/2022	OPT2	61	37-00	\$5,066.23		SERVICE	CENTRAL REGIONAL HS DIST
BELLANTONI, MATTEO	3/1/2022	MAX	70	28-00	\$4,186.79		SERVICE	CEDAR GROVE TWP BD OF ED
BOBILIN, DEBRA K	4/1/2021	MAX	60	10-01	\$920.55		SERVICE	CALDWELL WEST CALDWELL BD OF ED
BOLAND, THOMAS	5/1/2022	OPTA	62	25-00	\$2,913.58		SERVICE	ELIZABETH BD OF ED
BRIGHTON, CYNTHIA J	4/1/2022	MAX	62	20-10	\$2,025.14		SERVICE	BYRAM TWP BD OF ED
BROWN, CAROLYN A	1/1/2022	MAX	60	15-03	\$1,154.99		SERVICE	MIDDLETOWN TWP BD OF ED
BURRUS, SUSAN C	3/1/2022	OPTC	66	25-00	\$2,872.61		SERVICE	SPRING LAKE HEIGHTS BD OF ED
CAREY, BEVERLY J	5/1/2022	MAX	65	25-01	\$4,374.52		SERVICE	PASSAIC BOARD OF EDUCATION
CARPENTER, CHRISTOPHER W	5/1/2022	OPT1	62	20-10	\$2,827.25		SERVICE	EAST WINDSOR REG SCHOOL DIST
CARPINO, DEBORAH	1/1/2022	MAX	62	10-04	\$641.05		SERVICE	SOUTH BERGEN JOINTURE COMM
CAUTERUCCI, MOLLY L	1/1/2022	MAX	64	17-01	\$1,970.19		SERVICE	EATONTOWN BD OF ED, WEST LONG BRANCH BD OF ED
CLARK, MARVIN	2/1/2022	MAX	60	15-11	\$1,201.39		SERVICE	WOODBURY CITY BD OF ED
CLEVINGER, MARYBETH B	3/1/2022	MAX	62	26-02	\$4,615.74		SERVICE	WILDWOOD CITY BD OF ED
CORDOVA CUEVAS, CARLOS F	2/1/2022	OPT1	64	25-00	\$3,237.82		SERVICE	NEW BRUNSWICK BD OF ED
CRIVELLO, JONJEAN C	3/1/2022	MAX	66	25-01	\$4,151.53		SERVICE	MEDFORD TOWNSHIP BD OF ED
CUTHBERTSON, CHRISTINE	2/1/2022	MAX	70	19-04	\$2,810.96		SERVICE	METUCHEN BORO BD OF ED
DANNUCCI, KEITH J	4/1/2022	MAX	65	25-00	\$3,636.54		SERVICE	NORTHERN BURLINGTON CO REG
DE BE VOISE, MARGARET E	4/1/2022	OPTA	64	27-10	\$3,542.05		SERVICE	MATAWAN-ABERDEEN REG SCHOOL
DELGADO, KANDY	2/1/2022	OPT2	65	28-07	\$3,854.56		SERVICE	MOUNTAIN LAKES BORO BD OF ED
DEPICE, DOUGLAS J	6/1/2021	OPTC	72	46-06	\$7,205.84		SERVICE	SECAUCUS TOWN BD OF ED
DIEHL, ROBERT C	3/1/2022	MAX	68	22-08	\$4,958.47		SERVICE	SOUTH PLAINFIELD BD OF ED
DINNENY, SUSAN J	3/1/2022	MAX	61	29-00	\$4,261.82		SERVICE	OLD BRIDGE BD OF ED
ENILL-RODRIGUEZ, ROSALINA	1/1/2022	MAX	60	14-01	\$1,326.60		SERVICE	JERSEY CITY PUBLIC SCHOOLS
FALZONE, SUSAN	4/1/2022	OPT2	65	18-06	\$2,144.99		SERVICE	MORRIS-UNION JOINTURE COMM
FINNERAN, VALERIE	3/1/2022	MAX	61	14-06	\$1,863.42		SERVICE	RANDOLPH TOWNSHIP BD OF ED
FOLEY, THERESA M	3/1/2022	OPTA	62	38-06	\$4,838.13		SERVICE	BARNEGAT TWP BD OF ED
FOX, MINDY	2/1/2022	OPTC	65	07-00	\$768.06		SERVICE	CAMDEN CITY BD OF ED
FOX, NANCY L	2/1/2022	MAX	67	20-06	\$2,784.63		SERVICE	SOUTH BERGEN JOINTURE COMM
FRANKLIN, MARY	1/1/2022	OPTD	60	20-09	\$2,780.41		SERVICE	LONG BRANCH BD OF ED
FRIZALONE, JOHN F	3/1/2022	OPTC	67	23-05	\$2,831.28		SERVICE	MANCHESTER TOWNSHIP BD OF ED
GARCIA, FRANCISCA G	11/1/2021	MAX	60	10-03	\$595.76		SERVICE	IRVINGTON BD OF ED
GEIGER, LYNN M	1/1/2022	OPTD	65	21-06	\$2,793.14		SERVICE	PERTH AMBOY BD OF ED
GELFGAT, DAVID	2/1/2022	OPTD	75	20-03	\$2,852.84		SERVICE	TRENTON CITY BD OF ED
GHASSEMZADEH, SHARON R	1/1/2022	MAX	60	14-11	\$2,059.64		SERVICE	ROXBURY TWP BD OF ED
GLENN, LENA A	4/1/2022	OPTA	60	19-09	\$1,683.41		SERVICE	PATERSON BD OF ED
GOLDFARB, SUSAN R	12/1/2021	MAX	60	11-06	\$670.53		SERVICE	MOUNT LAUREL TWP BD OF ED
GROSS-DEVITA, VICTORIA	1/1/2022	OPTA	63	25-02	\$2,963.01		SERVICE	TINTON FALLS BOARD OF EDUCATION
KARASKA, CHRISTINE	2/1/2022	MAX	75	25-10	\$3,909.79		SERVICE	OCEAN COUNTY VOCATIONAL SCHOOL
KEARNEY, THOMAS	2/1/2022	MAX	64	25-04	\$3,618.00		SERVICE	PLAINFIELD BD OF ED
KELLY, ANN M	3/1/2022	MAX	60	17-08	\$1,946.18		SERVICE	TOMS RIVER SCHOOL DIST
KOLEV, HERMANN	4/1/2022	MAX	60	16-11	\$3,403.65		SERVICE	CINNAMINSON TWP BD OF ED
LEBOVITCH, JUDITH R	1/1/2022	OPTA	62	19-06	\$2,356.46		SERVICE	SOUTH BRUNSWICK BD OF ED
LORIO, AMY P	1/1/2022	OPT2	65	29-00	\$3,736.93		SERVICE	BRIDGEWATER-RARITAN REG SCH DIS
LYNCH, KATHLEEN A	1/1/2022	MAX	60	21-00	\$2,722.20		SERVICE	GATEWAY REGIONAL HIGH SCHOOL
MACKARA, LEO F	5/1/2022	OPTA	71	43-10	\$5,444.09		SERVICE	RANCOCAS VALLEY REGIONAL HS
MACON, BEVERLY D	1/1/2022	MAX	67	16-01	\$2,514.34		SERVICE	EAST ORANGE SCHOOL DISTRICT
MANEFF, VICKI ANN	3/1/2022	MAX	69	23-04	\$3,347.51		SERVICE	ASBURY PARK BD OF ED

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF PENSIONS AND BENEFITS
BOARD LIST 1 FOR 02/03/2022
TEACHERS' PENSION AND ANNUITY FUND

RUN-DATE: 02/01/2022

NAME	EFFECTIVE DATE	OPTION/ ERI-CAT	AGE	SERVICE YRS- MOS	MONTHLY ALLOWANCE	CHAP	RETIREMENT TYPE	EMPLOYER
MATA, ADA I	1/1/2022	MAX	65	03-06	\$261.37		SERVICE	GARWOOD BOROUGH BD OF ED
MATHURIN, SERGE J	2/1/2022	OPTC	61	21-07	\$2,633.15		SERVICE	JERSEY CITY PUBLIC SCHOOLS
MCCULLOUGH, KATHLEEN ANN	1/1/2022	OPTB	72	36-04	\$3,545.96		SERVICE	BERKELEY HEIGHTS BD OF ED
MOANING, RENA	1/1/2022	OPT1	66	26-01	\$3,462.55		SERVICE	TRENTON CITY BD OF ED
NARDONE, DENNIS M	4/1/2022	OPT3	71	25-01	\$2,942.15		SERVICE	HILLSIDE BOARD OF EDUCATION
ODONNELL, KATHLEEN A	2/1/2022	OPTA	66	19-09	\$2,385.86		SERVICE	MERCER CO SPECIAL SER SCH DIST
OMALLEY, MAUREEN G	2/1/2022	MAX	68	24-03	\$4,314.45		SERVICE	BERGEN CO BD OF SPECIAL SERVS
ONDARI, PAUL M	4/1/2022	OPTA	66	18-06	\$2,303.60		SERVICE	NEWARK PUBLIC SCHOOLS
PATERNO, ENZO	2/1/2022	OPT2	66	20-07	\$2,350.39		SERVICE	MIDDLESEX CO VOCATIONAL SCHOOL
RIVERA-LOPEZ, FRANCES	3/1/2022	OPT1	64	19-08	\$2,747.76		SERVICE	PASSAIC CO VOCATIONAL SCHOOL
RUCCI, CAROL T	1/1/2022	OPTC	72	16-06	\$1,868.23		SERVICE	GLOUCESTER CITY BD OF ED
SACKS, JUDI A	1/1/2022	OPTD	66	18-07	\$1,763.75		SERVICE	HARDING TOWNSHIP BD OF ED
SCHROFF, JAMES P	1/1/2022	OPTA	61	27-10	\$3,102.57		SERVICE	EVESHAM TWP BD OF ED
SIMONSON, GLENDORA	1/1/2022	OPT1	64	36-02	\$5,847.76		SERVICE	HILLSBOROUGH TWP BD OF ED, MOUNTAINSIDE BORO BD OF ED, ESSEX CO VOCATIONAL SCHOOL
SMITH, HELYNNE	2/1/2022	MAX	64	16-11	\$2,119.53		SERVICE	KENILWORTH BOROUGH BD OF ED
SNEDEKER, JOHANNA	3/1/2022	OPTD	62	28-08	\$4,245.23		SERVICE	MONTGOMERY TWP BD OF ED
STASHKEVETCH, SUSAN	3/1/2022	MAX	68	16-00	\$1,614.93		SERVICE	BARNEGAT TWP BD OF ED
STEINBERG, CAROL	1/1/2022	OPT1	65	18-09	\$2,269.75		SERVICE	EAST HANOVER TWP BD OF ED
STEPHENS, SANDRA	1/1/2022	MAX	60	25-03	\$4,153.99		SERVICE	JERSEY CITY PUBLIC SCHOOLS
TOLUD, MELENIE M	1/1/2022	MAX	61	20-06	\$2,498.03		SERVICE	FRANKLIN TWP BD OF ED (SOMERST)
VISCUSO, THOMAS A	1/1/2022	MAX	60	17-03	\$1,804.92		SERVICE	RIVERSIDE TOWNSHIP BD OF ED
WEISS, DIANE R	1/1/2022	MAX	70	19-02	\$3,639.58		SERVICE	NORTHERN VALLEY REG H S DIST
WHITEHEAD, MARIA	2/1/2022	OPTC	63	25-07	\$2,201.37		SERVICE	WEST LONG BRANCH BD OF ED
WIDMANN, JAMES B	1/1/2022	MAX	60	10-00	\$775.24		SERVICE	TRENTON CITY BD OF ED
WOLDEN, KATHRYN A	4/1/2022	MAX	66	10-08	\$937.39		SERVICE	TRENTON CITY BD OF ED
YEH, YVONNE L	1/1/2022	OPTD	64	16-09	\$1,802.31		SERVICE	SOUTH AMBOY BD OF ED
ZARATE, FRANCISCA	2/1/2022	OPT1	66	20-02	\$3,085.27		SERVICE	PASSAIC BOARD OF EDUCATION
ARTIGLIERE, MICHAEL R	3/1/2022	OPTA	54	25-01	\$3,419.37		EARLY	MILLBURN TWP PUBLIC SCHOOLS
BISCHOF, LAURIE	3/1/2022	OPTD	53	30-04	\$4,031.32		EARLY	MANALAPAN ENGLISH TOWN REGIONAL
BISCHOFF, DAWN	2/1/2022	OPTC	56	25-05	\$3,668.12		EARLY	SOUTHERN REGIONAL H S DISTRICT
BURNETT, ALICE	7/1/2022	OPTC	59	25-02	\$4,231.25		EARLY	RIDGEWOOD TWP BD OF ED
BURNS, LAURIE A	11/1/2021	OPTD	59	26-05	\$3,127.75		EARLY	NORTH WARREN REG HIGH SCHOOL
CUNEO, EDWARD	4/1/2022	MAX	58	28-09	\$4,127.53		EARLY	EVESHAM TWP BD OF ED
DOMBEK, MARY ELIZABETH	3/1/2022	MAX	57	25-00	\$3,930.55		EARLY	NEWARK PUBLIC SCHOOLS
DONOHUE, PATRICK	1/1/2022	OPTB	54	25-01	\$2,591.40		EARLY	NEWARK PUBLIC SCHOOLS
FERRARO, GREG V	3/1/2022	MAX	59	25-06	\$3,724.69		EARLY	SOUTH BRUNSWICK BD OF ED
FLECK, JOSEPH E	1/1/2022	MAX	59	36-02	\$5,566.92		EARLY	SOUTHERN REGIONAL H S DISTRICT
FLYNN, LINDA	2/1/2022	MAX	55	25-00	\$3,267.88		EARLY	SOUTH AMBOY BD OF ED
FORD, PAULA J	3/1/2022	MAX	53	27-07	\$3,289.36		EARLY	MILLVILLE BD OF ED
GIARDINA, JOSEPH N	1/1/2022	MAX	52	25-01	\$4,470.52		EARLY	ABSECON BD OF ED
GORMAN, MARIE K	4/1/2022	OPTA	52	25-03	\$3,233.70		EARLY	HOWELL TWP BD OF ED
HART FERBER, LYNN A	2/1/2022	OPTC	57	26-07	\$3,477.63		EARLY	KEYPORT BOROUGH BD OF ED
HOGLEN, GERALD THOMAS, JR	3/1/2022	OPTA	55	26-00	\$3,222.48		EARLY	HAMILTON TWP BD OF ED (MERCER)
IMHOF, LENORE M	4/1/2022	OPT3	55	26-09	\$4,031.23		EARLY	BLOOMFIELD TWP BD OF ED
JOHNSON, COURTNEY	5/1/2022	MAX	54	28-10	\$4,526.08		EARLY	NEWARK PUBLIC SCHOOLS
KELLY, GAIL M	3/1/2022	MAX	56	31-06	\$5,487.87		EARLY	LIVINGSTON BD OF ED
KIRBY, ANNMARIE B	2/1/2022	OPTC	56	25-10	\$3,299.72		EARLY	DENNIS TWP BD OF ED
KLEIN, MICHAEL S	3/1/2022	OPTA	57	28-07	\$3,318.48		EARLY	CAPE MAY CO SPECIAL SERVICES
LOPEZ, CHRISTOPHER VINCENT	2/1/2022	OPTC	50	26-09	\$3,063.63		EARLY	PISCATAWAY BD OF ED ADMN BLDG
MEIXNER, DONALD A	12/1/2021	OPTD	58	25-00	\$3,893.08		EARLY	WOODBIDGE TOWNSHIP BD OF ED
PANUSKA, PETER J	4/1/2022	OPTC	58	28-09	\$5,811.03		EARLY	BRICK TWP BD OF ED
PEPE, LOUIS J	1/1/2022	OPTC	58	29-00	\$9,021.04		EARLY	SUMMIT BOARD OF EDUCATION
PIOTROWSKI, JILL	3/1/2022	MAX	55	27-08	\$4,116.79		EARLY	EWING TOWNSHIP BD OF ED
PRESSLEY-JACKSON, MELAINE	2/1/2022	MAX	51	25-06	\$2,294.78		EARLY	PASSAIC BOARD OF EDUCATION

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF PENSIONS AND BENEFITS
BOARD LIST 1 FOR 02/03/2022
TEACHERS' PENSION AND ANNUITY FUND

RUN-DATE: 02/01/2022

NAME	EFFECTIVE DATE	OPTION/ ERI-CAT	SERVICE		MONTHLY ALLOWANCE	CHAP	RETIREMENT TYPE	EMPLOYER
			AGE	YRS- MOS				
RIZZO, LORIE L	2/1/2022	OPTC	52	28-07	\$3,480.17		EARLY	PISCATAWAY BD OF ED ADMN BLDG
ROSE, JESSICA	3/1/2022	OPTA	55	26-08	\$4,828.75		EARLY	WASHINGTON TWP BD OF ED (GLOUC)
SHEPPARD, SUZANNE M	4/1/2022	OPTC	53	29-09	\$4,380.62		EARLY	MILLVILLE BD OF ED
SIMMONS, MELISSA R	2/1/2022	OPTC	56	25-07	\$6,485.94		EARLY	TEANECK BD OF ED
STYS, TIMOTHY M	7/1/2022	OPT2	58	29-05	\$7,972.33		EARLY	WATCHUNG HILLS REGIONAL H S
TIERNEY, JACQUELINE M	4/1/2022	OPTC	56	25-02	\$3,548.31		EARLY	BUTLER BORO BD OF ED
VESPE, FRANK	3/1/2022	OPTB	58	31-01	\$3,944.90		EARLY	EAST WINDSOR REG SCHOOL DIST
WESTON, DAWN MARIE	2/1/2022	MAX	56	27-06	\$3,765.69		EARLY	HAMILTON TWP BD OF ED (MERCER)
YONADI, DAWN MARIE	3/1/2022	OPTC	55	26-06	\$3,893.26		EARLY	PROSPECT PARK BD OF ED
GOULD, WALLACE E	5/1/2022	OPTA	83	21-11	\$3,011.39		VETERAN	PATERSON BD OF ED
POPIELARSKI, CHERYL ANN	3/1/2022	MAX	67	41-07	\$9,424.29		VETERAN	ELIZABETH BD OF ED
DAVIS, DEBRA A	3/1/2022	MAX	60	21-00	\$2,092.25		DEFERRED	FLEMINGTON RARITAN BD OF ED
DILLON, LISA KRISTIN	2/1/2022	MAX	60	14-00	\$965.85		DEFERRED	SPRING LAKE HEIGHTS BD OF ED
GANDHI, PREM SUDHA	2/1/2022	MAX	61	12-08	\$1,440.72		DEFERRED	ELIZABETH BD OF ED
JOHNSON, JANET L	3/1/2022	MAX	60	16-06	\$1,512.68		DEFERRED	FRANKLIN TWP BD OF ED (SOMERST)
TADLEY, MICHELE S	4/1/2022	OPTA	60	11-04	\$767.03		DEFERRED	BRIDGETON BD OF ED
WEATHINGTON, DAVID	5/1/2022	MAX	60	23-00	\$4,710.00		DEFERRED	TRENTON CITY BD OF ED

02/01/2022

S T A T E O F N E W J E R S E Y PAGE NO: 12
 DEPARTMENT OF THE TREASURY
 DIVISION OF PENSIONS AND BENEFITS
 CONTROL TOTALS PAGE
 BOARD LIST 1 FOR 02/03/2022
 TEACHERS' PENSION AND ANNUITY FUND

MEMBERS	TYPE	TOTAL MONTHLY ALLOWANCE
82	SERVICE	239,143.76
36	EARLY	150,544.17
2	VETERAN	12,435.68
6	DEFERRED	11,488.53
0	SPECIAL	0.00
0	OPTION CHANGES SERVICE	0.00
0	OPTION CHANGES EARLY	0.00
0	OPTION CHANGES VETERAN	0.00
0	OPTION CHANGES DEFERRED	0.00
0	OPTION CHANGES CHPTR 109	0.00

126	413,612.14
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MEMBERS	EFF DATE	TOTAL MONTHLY ALLOWANCE
32	03/2022	121,210.60
16	04/2022	48,518.37
7	05/2022	27,806.91
0	06/2022	0.00
2	07/2022	12,203.58
0	08/2022	0.00
0	09/2022	0.00
0	10/2022	0.00
0	11/2022	0.00
0	12/2022	0.00
0	01/2023	0.00
0	02/2023	0.00
69	ALL OTHERS	203,872.68

126	413,612.14
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**TPAF BOARD MEETING
CHAPTER 221 CASES
February 3, 2022**

The following are cases to be presented to the Board of Trustees for Chapter 221 who have elected **Active Status**:

NAME	M/S#	TYPE	OPTION	DOD	RET DATE
Fazio, Lauren		OD	3	4/27/20	7/1/20

The following are cases to be presented to the Board of Trustees for Chapter 221 who have elected **Retired Status**:

NAME	M/S#	TYPE	OPTION	DOD	RET DATE
Herman, Scott		Services	A	10/21/21	5/1/22

(A motion to adopt Resolution A and enter into Closed Session was made by Trustee Savicky and seconded by Trustee Yarusinsky.)

CLOSED SESSION

ORDINARY DISABILITY

MEMBER'S NAME	EMPLOYER	EFFECTIVE DATE	OPT	DECISION
Wanda Segarra-Cruz	Perth Amboy BOE	10/1/2021	5	Approved (Motion made by Trustee Culliton; seconded by Trustee Savicky.)
Monthly OD Grid				Approved (See list below.) (Motion made by Trustee Culliton; seconded by Trustee Yarusinsky.)

ORDINARY DISABILITY GRID

Member's Name	Effective Date	Opt	Employer
DeCandia, Patricia I.	09/21	5	Ridgefield Park BOE
Fitzpatrick, Maryellen	03/22	A	Absecon BOE
Gaeta, Debra A.	06/21	5	Camden City BOE
Gordon, Gloria H.	07/21	A	Pascack Valley Reg H S Dist
Landry, James J.	07/22	A	Branchburg Twp BOE
Mazzara, Tracy L.	08/21	5	Woodbridge Twp BOE
Millerschoen, Stephanie E.	05/21	D	Brick Twp BOE
Mosley, Tanya Marie	01/22	5	Toms River School District
*Pappalardo, Danielle Rose	07/21	5	Toms River School District
Rock, Samuel D.	11/21	5	East Orange School District
Teller, Lois E.	07/21	5	Carlstadt Borough BOE

*Re-exam in two years

Total = 11

(A motion was made by Trustee Savicky; seconded by Trustee Favinger to enter into Open Session.)

OPEN SESSION

REQUEST TO CHANGE RETIREMENT TYPE FROM SERVICE TO ORDINARY DISABILITY

(A motion was made by Trustee Favinger to adopt Resolution B and enter into Executive Session; seconded by Trustee Savicky. A motion was made to enter back into Open Session by Trustee Favinger; seconded by Trustee Savicky.)

Garnell Bailey – Pleasantville BOE – The Board considered the request of Garnell Bailey to change her retirement type from Service to Ordinary Disability. At the meeting, the Board noted the statements and submissions of attorney, David A. Castaldi, on behalf of Dr. Bailey and considered all the documentation in the record, which establishes that on June 12, 2019, Dr. Bailey submitted an *Application for Retirement Allowance* on which she requested an October 1, 2019 Service retirement under the Maximum Option. A *Quotation of Retirement Benefits*, dated August 2, 2019 was mailed to Dr. Bailey that reflected her Maximum Option selection and included the following:

You have the right to withdraw, cancel, or change your application for retirement at any time before the later of 30 days after your retirement date or 30 days after the Board of Trustees approves your retirement.

The 30-day period refers to when a retirement becomes due and payable. N.J.A.C.17:3-6.2 states:

A member's retirement allowance shall not become due and payable until 30 days after the date the Board approved the application for retirement or 30 days after the date of retirement, whichever is later.

At its meeting of August 20, 2019, the Board approved Dr. Bailey's October 1, 2019 Service retirement and a letter was sent on that same date memorializing its decision. The letter included the following:

In accordance with law, you have until thirty days after (A) the effective date of your retirement, or (B) the date your retirement was approved by the Board of Trustees, whichever is the later date, to make any changes to your retirement.

Therefore, Dr. Bailey's October 1, 2019 Service retirement became due and payable on October 31, 2019,¹ at which point she was precluded from changing her retirement type in accordance with N.J.A.C. 17:3-6.3, which states, in relevant part:

(a) Except as provided by N.J.A.C. 17:3-6.1 and 6.7, a member shall have the right to withdraw, cancel, or change an application for retirement at any time before the member's retirement allowance becomes due and payable by sending a written request signed by the member. Thereafter, the retirement shall stand as approved by the Board.

Accordingly, the Board denied the request to change the retirement type of Dr. Bailey from Service to Ordinary Disability. (Motion made by Trustee Favinger; seconded by Trustee Savicky.)

¹ The Board notes an administrative denial letter dated November 1, 2021, was issued to Dr. Bailey, which listed an incorrect due and payable date of September 19, 2019. A corrected letter was issued to Dr. Bailey on December 10, 2021, which included the correct due and payable date of October 31, 2019.

OPEN SESSION

RECONSIDERATION OF INITIAL DECISION

(A motion was made by Trustee Savicky to adopt Resolution B and enter into Executive Session; seconded by Trustee Yarusinsky. A motion was made to enter back into Open Session by Trustee Favinger; seconded by Trustee Yarusinsky.)

Darin Harris – Camden City BOE – At its meeting of January 6, 2022, the Board considered the Initial Decision of the Honorable Edward J. Delanoy, Jr., Administrative Law Judge (ALJ), dated November 22, 2021.² Thereafter, the Board voted to reject the ALJ's decision recommending Accidental Disability retirement benefits. The Board directed the Secretary to draft Findings of Fact and Conclusions of Law consistent with its determination, to be presented to the Board for discussion and review. At its meeting on February 3, 2022, the Board considered the Findings of Fact and Conclusions of Law. After careful consideration, the Board voted to reject the Findings of Fact and Conclusions of Law, reverse its previous determination, and adopt the ALJ's decision recommending Accidental Disability retirement benefits.³ Therefore, Mr. Harris is approved for Accidental Disability retirement benefits effective May 1, 2015 under his selection of Option D. (Motion to reject Findings of Fact and Conclusions of Law was made by Trustee Yarusinsky; seconded by Trustee Favinger. Vote 4-1; Trustee Culliton nae. Motion to reverse its previous determination and adopt the ALJ's decision was made by Trustee Yarusinsky; seconded by Trustee Favinger. Vote 4-1; Trustee Culliton nae.)

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Karen Wiseman – Bergenfield BOE – At its meeting on January 6, 2022, the Board considered the Initial Decision ("ID") of the Honorable Joann LaSala Candido, Administrative Law Assignment Judge ("ALAJ"), dated December 1, 2021, together with the evidence submitted by the parties, the exceptions filed by Deputy Attorney General Brian D. Ragunan, dated December 27, 2021 and the reply to exceptions filed by Jason E. Sokolowski, dated January 3, 2022. After careful consideration, the Board voted to reject the ALAJ's recommendation that Karen Wiseman is eligible for Ordinary Disability retirement benefits, thereby reaffirming its original determination.⁴ For the reasons set forth below, the Board modified the ALAJ's findings of fact, but rejected the finding that Dr. Farzana Nanavati ("Dr. Nanavati") presented more reliable testimony than Dr. Steven Lomazow ("Dr. Lomazow"); and rejected the ALAJ's finding that Ms. Wiseman is entitled to Ordinary Disability ("OD") retirement benefits.⁵ The Board directed the Secretary to prepare the Findings of Fact and Conclusions of Law outlined below, which were approved by the TPAF Board at its meeting on February 3, 2022. This will constitute the Final Administrative Determination in this matter. On December 4, 2017, Ms. Wiseman applied for an OD retirement benefit. The Board noted that Ms. Wiseman did not list the reasons for her disability on her application. At its meeting on May 3, 2018, the Board denied Ms. Wiseman OD retirement benefits after finding that she is not totally and permanently disabled from the performance of her regular and assigned job duties. After a hearing in the OAL, the ALAJ found that Ms. Wiseman is permanently and totally disabled as a high school English teacher due to migraines, fibromyalgia, and neck pain. ID at 7. For the reasons set forth below, the Board rejects the ALAJ's finding that Ms. Wiseman is totally and permanently disabled and that she is eligible for OD retirement benefits. With respect to Ms. Wiseman's job requirements, the ALAJ found that Wiseman is unable to do the activities that are necessary to perform her job as a teacher that required her to move between five different classrooms throughout the building, walking up and down stairs, and sitting and/or standing for prolonged periods of time. ID at 9.

² The Board requested and was granted an extension of time to issue its final administrative determination.

³ DAG Jeffrey Padgett recused; legal counsel was provided by DAG Robert Kelly.

⁴ DAG Joseph Palumbo recused; legal counsel was provided by DAG Porter Strickler.

⁵ As the 45-day statutory period for issuing a final decision would have expired, the TPAF Board properly requested and received an extension of time for issuing its final decision.

OPEN SESSION

FINDINGS OF FACT AND CONCLUSIONS OF LAW (continued)**Karen Wiseman – Bergenfield BOE – (continued)**

This objective testing is of particular importance compared to the subjective complaints relied upon by Ms. Wiseman's expert. Dr. Lomazow reliably opined that Ms. Wiseman could fully perform her job duties as she had been for years with headaches after a thorough review of Ms. Wiseman's job description. Ms. Wiseman's own testimony showed that she had suffered with headaches for over three decades. In addition, she testified that the Botox treatments that she receives every three months have helped ease the migraines. The objective evidence in the record bears this out. Ibid. On the contrary, Dr. Nanavati's finding that Ms. Wiseman is totally and permanently disabled is not supported by objective evidence, but was only based on Ms. Wiseman's self-reported pain. Ibid. Finally, the Board rejected the substantial weight the ALAJ gave to the fact that Dr. Nanavati was Ms. Wiseman's treating physician since 2015. The Board finds that the ALAJ failed to adequately weigh that Ms. Wiseman was still working when she filed her application for OD in December 2017 and was also actively working when she was examined by Dr. Lomazow in March of 2018. P-14; J-4. In contrast, Dr. Nanavati based many of her findings on treatment from 2012 and exams in September 2018. Fineberg v. Bd. of Trs., Teachers' Pension & Annuity Fund, 2019 N.J. Super. Unpub. LEXIS 2010, at *4 (App. Div. October 1, 2019) (affirming denial of OD, based in part on ALAJ's finding that opinion of Board's expert was "entitled to greater weight than that of petitioner's expert because he examined [Fineberg] closer to the date of her departure").] The Board's decision is in line with the well settled principle that "the weight to which an expert opinion is entitled can rise no higher than the facts and reasoning upon which that opinion is predicated." Johnson v. Salem Corp., 97 N.J. 78, 91 (1984). For these reasons, the Board rejected the ALAJ's legal conclusion that Ms. Wiseman is eligible for Ordinary Disability retirement benefits. (Motion made by Trustee Yarusinsky; seconded by Trustee Savicky.)

FINAL ADMINISTRATIVE DETERMINATION

John Caucino – Monmouth County Vocational Schools – The Board originally denied John Caucino's request to file for Deferred retirement benefits at its meeting of November 10, 2021. Attorney, Arnold C. Lakind, on behalf of Mr. Caucino, filed a timely appeal of that determination on December 17, 2021. At its meeting of January 6, 2022, the Board considered Mr. Lakind's written submissions and accompanying documentation and found that the relevant case law governing the TPAF requires the Board deny the request for Deferred retirement benefits. Finding no genuine issue of material fact in dispute, the Board also denied Mr. Lakind's request for an administrative hearing. The Findings of Fact and Conclusions of Law, as outlined below, were presented to and approved by the TPAF Board at its February 3, 2022, meeting.

FINDINGS OF FACT

The record shows that Mr. Caucino established membership in the TPAF on September 1, 1993, based upon his employment with the Monmouth County Vocational School District ("MCVSD"). Mr. Caucino's TPAF pension contributions with this location continued through August 17, 2004, when he was terminated due to a prior conviction that disqualified him from holding a teaching certificate. Prior to his employment as a teacher with MCVSD, he worked for Ocean Bay Mortgage Company in Toms River, New Jersey. Between 1985 and 1989, he engaged in a scheme with associates to falsify bank loan application documents and construction reports in order to improperly secure 100 percent financing for their projects resulting in significant financial losses for Action Savings Bank. Mr. Caucino pled guilty to 18 U.S.C.A. 1344, Bank Fraud, in 1995. He was sentenced on or about July 14, 1999, and ordered to pay approximately \$15,500 in restitution and fees and serve a five-year term of probation.

 OPEN SESSION

FINAL ADMINISTRATIVE DETERMINATION (continued)**John Caucino – Monmouth County Vocational Schools – (continued)**

In October of 1999, U.S. Probation Officer, Kenneth Manual wrote to the New Jersey Department of Education ("NJDOE") advising them of Mr. Caucino's conviction and sentencing. The letter advised Mr. Caucino had illegally received \$173,250 in funds of the Actions Savings Bank to which he was not entitled. The letter further advised that he was employed as a teacher at MCVSD and that he was complying with all areas of his conditions of probation. No action was taken against his teaching position at that time. In 2004, a fingerprint search conducted through the New Jersey State Police and the Federal Bureau of Investigation revealed the aforementioned conviction and sentencing. By letter dated June 11, 2004, the NJDOE's Criminal History Review Unit issued written notice to Mr. Caucino that he was permanently disqualified from employment for any position with a school or other educational institution pursuant to N.J.S.A. 18A:6-7.1 due to his federal criminal conviction. On August 17, 2004, Mr. Caucino's employment was terminated. Mr. Caucino appealed the disqualification and termination and the matter was transferred to the Office of Administrative Law ("OAL") for a hearing before an Administrative Law Judge ("ALJ"). An Initial Decision was issued and the ALJ concluded that the criminal conviction was substantially equivalent to theft by deception: disqualifying Mr. Caucino from holding employment as a teacher. The ALJ found that the conviction qualified as a third degree crime under N.J.S.A. 18A:6-7.1(c)(2) and therefore his disqualification of employment was upheld. At its meeting of October 28, 2004, the State Board of Examiners ("SBE") reviewed the information received from the Office of Criminal History Review indicating that Mr. Caucino was convicted in 1999 of bank fraud. As a result of this conviction, he was disqualified from public service pursuant to N.J.S.A. 18A:6-7.1 et seq. On January 6, 2005, an Order to Show Cause was issued by the SBE for Mr. Caucino to show cause as to why his Teacher of General Business Studies certificate should not be revoked. Mr. Caucino filed an answer shortly thereafter and a hearing was scheduled. At its meeting on December 8, 2005, the SBE issued an Order of Revocation, revoking his Teacher of General Business Studies certificate. The SBE found that Mr. Caucino's disqualification from service in the public schools of New Jersey due to his conviction for bank fraud provided just cause to take action against his certificate. On January 5, 2021, Mr. Caucino filed an application for a Service Retirement effective May 1, 2021. At the time of his last pension contribution on June 30, 2004, he was 43 years of age and had 11 years of TPAF service credit, so Mr. Caucino could only submit an application for Deferred retirement. At its meeting of November 10, 2021, the Board considered whether Mr. Caucino was eligible for Deferred retirement. The Board found that, because he was removed for conduct unbecoming a teacher, he is not eligible for a Deferred retirement pursuant to N.J.S.A. 18A:66-36. Mr. Lakind filed an appeal on December 17, 2021, requesting that the Board reconsider its prior decision and, alternatively, permit an administrative hearing. At its meeting of January 6, 2022, the Board reaffirmed its previous decision and denied Mr. Lakind's request for a hearing.

CONCLUSIONS OF LAW

The issue before the Board is whether Mr. Caucino is eligible to apply for Deferred Retirement light of his removal for conduct unbecoming a teacher. In making its determination, the Board relied upon N.J.S.A. 18A:66-36, which states in pertinent part:

Should a member of the Teachers' Pension and Annuity Fund, after having completed 10 years of service, be separated voluntarily or involuntarily from the service, before reaching service retirement age, and not by removal for conduct unbecoming a teacher or other just cause under the provisions of N.J.S.18A:28-4 to 18A:28-5 and 18A:28-9 to 18A:28-13 inclusive, such person may elect to receive, in lieu of the payment provided in N.J.S.18A:66-34:

 OPEN SESSION

FINAL ADMINISTRATIVE DETERMINATION (continued)

John Caucino – Monmouth County Vocational Schools – (continued)

(Emphasis added.)

Here, Mr. Caucino's conviction of Bank Fraud rendered him ineligible to continue in his teaching position, pursuant to N.J.S.A. 18A:6-7.1. Crimes of theft have been specifically stated as conduct which disqualifies an individual from serving as a teacher and is therefore conduct unbecoming a teacher. The Order of Revocation dated December 20, 2005, provides:

...
 In enacting the Criminal History Review statute, N.J.S.A. 18A:6-7.1 et seq. in 1986, the Legislature sought to protect public school pupils from contact with individuals whom it deemed to be a danger to them. Individuals convicted of a crime of theft fall squarely within this category. This strong legislative policy statement is in accord with the Commissioner's long-standing condemnation of criminal acts by teaching-staff members. "Teachers are professional employees to whom the people have entrusted the care and custody of ... school children. This heavy duty requires self-restraint and controlled behavior rarely requisite to other types of employment." Tenure of Sammons, 1972. S.L.D. 302, 321.

Mr. Lakind asserts that the Board's decision to deny Mr. Caucino a deferred retirement benefit is incompatible with New Jersey Law. First, Mr. Lakind asserts that In re Hess, 422 N.J. Super 27 (App. Div. 2011) is dispositive. The Board disagrees. N.J.S.A. 43:15A-38 (a PERS statute) differs entirely from N.J.S.A. 18A:66-36. N.J.S.A. 43:15A-38 provides that PERS members are ineligible from receiving Deferred Retirement benefits if they are removed "for cause on charges of misconduct or delinquency . . ." Under the TPAF statutory scheme, a member is disqualified from receiving Deferred Retirement benefits if they are removed "for conduct unbecoming a teacher or other just cause . . ." N.J.S.A. 18A:66-36. The Hess decision involved the interpretation of an entirely different statute and is inapplicable to his matter. Next, Mr. Lakind asserts that the Board should have performed an "Uricoli" analysis pursuant to N.J.S.A. 43:1-3 and/or N.J.S.A. 43:1-3.1. Again, the Board disagrees. Entitlement to a Deferred Retirement is a prerequisite to any Honorable Service analysis. Generally, pension statutes are "remedial in character" and "should be liberally construed and administered in favor of the persons intended to be benefited thereby." Klumb v. Board of Educ. of Manalapan-Englishtown Regional High School Dist., 199 N.J. 14, 34 (2009). However, "eligibility is not to be liberally permitted." Smith v. State, Dept. of Treasury, Div. of Pensions & Benefits, 390 N.J. Super. 209, 213 (App. Div. 2007). Rather, "the applicable guidelines must be carefully interpreted so as not to 'obscure or override considerations of . . . a potential adverse impact on the financial integrity of the [fund].'" (quoting Chaleff v. Teachers' Pension & Annuity Fund Trustees, 188 N.J. Super. 194, 197, (App. Div. 1983)). Finally, Mr. Lakind asserts that Mr. Caucino was not "removed" due to "conduct unbecoming a teacher."

OPEN SESSION

FINAL ADMINISTRATIVE DETERMINATION (continued)

John Caucino – Monmouth County Vocational Schools – (continued)

While the Board understands the criminal misconduct took place outside of his school, it is also clear that having been convicted of the misconduct, Mr. Caucino was not eligible to hold the position of a teacher as a matter of law. Having never been eligible to hold the position in the first instance, he was removed when the criminal conviction came to light. Mr. Caucino appealed his removal and an ALJ affirmed his removal. As noted above, the Board has reviewed all relevant documentation and written submissions, and because this matter does not entail any disputed questions of fact, the Board was able to reach its findings of fact and conclusions of law on the basis of the TPAF enabling statutes and without the need for an administrative hearing. (Motion made by Trustee Yarusinsky; seconded by Trustee Savicky.)

HEARING REQUEST/APPROVED

The Board approved the following member's request for a hearing in the Office of Administrative Law:

Suzanne Cooley – Hunterdon Central High School – Appeals the Board's denial of Accidental Disability retirement benefits. (Motion made by Trustee Savicky; seconded by Trustee Favinger.)

DENIED RECONSIDERATION – APPROVED HEARING

The Board denied reconsideration of the following member's appeal and approved a hearing in the Office of Administrative Law:

Mariann Balmann – Academy Charter High School – Appeals the Board's partial forfeiture of service credit. (Motion to deny reconsideration made by Trustee Savicky; seconded by Trustee Culliton. Vote 4-1; Trustee Yarusinsky nae. Motion to approve an OAL hearing made by Trustee Savicky; seconded by Trustee Culliton.)

REQUEST TO CHANGE ENROLLMENT DATE

(A motion was made by Trustee Yarusinsky to adopt Resolution B and enter into Executive Session; seconded by Trustee Favinger. A motion was made to enter back into Open Session by Trustee Savicky; seconded by Trustee Yarusinsky.)

Raymond Cafara – Jackson Twp BOE – The Board considered the request of Raymond Cafara to change his TPAF enrollment date from September 1, 2007 to February 1, 2007. At the meeting, the Board noted the personal statements and submissions of attorney, Barbara E. Riefberg, on behalf of Mr. Cafara and considered all the documentation in the record. After careful review, the Board denied Mr. Cafara's request to change his enrollment date from September 1, 2007 to February 1, 2007. In making its determination, the Board relied on minutes from the January 16, 2007 Jackson Board of Education (BOE) meeting, which indicated that Mr. Cafara was hired as a long-term substitute/replacement teacher effective February 1, 2007 through June 30, 2007. Long-term substitute teachers and replacement teachers who meet the provisions of N.J.A.C. 17:2-2.1 and 2.10 are eligible to enroll in the Public Employees' Retirement System. Therefore, as a replacement teacher for the period covering February 1, 2007 through June 30, 2007, he was not eligible for enrollment in the TPAF.

OPEN SESSION

REQUEST TO CHANGE ENROLLMENT DATE (continued)

Raymond Cafara – Jackson Twp BOE – (continued)

The Board's determination was also based upon the provisions of N.J.S.A. 18A:66-14 and N.J.A.C. 17:3-5.5 (a) (3) ii (1) - (3). N.J.S.A. 18A:66-14 states:

Any person employed temporarily as a teacher whose temporary employment resulted, without interruption, in permanent employment, and any person who was employed as a substitute immediately prior to permanent employment may purchase credit for that temporary or substitute service. The purchase shall be made in the same manner and be subject to the same terms and conditions provided for the purchase of previous membership service by N.J.S.A. 18A:66-9.

N.J.A.C. 17:3-5.5 (a) (3) ii (1) - (3) states:

Continuous temporary service without interruption or substitute service as a teacher immediately preceding enrollment is eligible for purchase provided the following conditions are met:

...

ii. Substitute service is eligible for purchase provided the employment immediately precedes enrollment in TPAF. Immediately preceding enrollment is defined as employment rendered during the month or biweekly pay period prior to the date of enrollment. The period(s) of substitute service that a member can request to purchase must meet the following criteria:

- (1) A year of substitute service wherein a 10-month employee worked an average of 10 days per month and an aggregate of 100 days during a regular work year. A 12-month employee is required to have worked an average of 10 days per month and an aggregate of 120 days per year;
- (2) Substitute service for a period of less than one year immediately preceding enrollment is eligible for purchase provided the member works a minimum average of 10 days per month for each month of substitute service; and
- (3) When more than one year of substitute service is requested for purchase, each year of substitute service rendered prior to enrollment is reviewed and each year is required to meet the criteria set forth under the provisions of (a)3ii(1) above.

The record shows that on January 29, 2018, Mr. Cafara submitted a *Purchase Application* for the period covering February 1, 2007 to November 30, 2007. In response, Jackson BOE submitted an *Employment Verification Form* certifying that Mr. Cafara was employed as a long-term substitute from February 1, 2007 through June 30, 2007. On February 21, 2018, the Division of Pensions and Benefits (Division) issued a purchase quote to Mr. Cafara stating that he was eligible to purchase five months of Temporary/Substitute service credit for the above period authorized by Jackson BOE.

OPEN SESSION

REQUEST TO CHANGE ENROLLMENT DATE (continued)

Raymond Cafara – Jackson Twp BOE – (continued)

Thereafter, Mr. Cafara authorized the purchase and issued a check to the Division, purchasing five months in a lump sum. On March 12, 2018, the Purchase Section issued Mr. Cafara a receipt acknowledging his check in the amount of \$980.45 for the purchase of five months of Temporary/Substitute service credit. A member's date of enrollment does not change when making a purchase. Therefore, the Board denied Mr. Cafara's request to change his enrollment date from September 1, 2007 to February 1, 2007. (Motion made by Trustee Yarusinsky; seconded by Trustee Savicky.)

REQUEST TO PURCHASE SERVICE CREDIT

(A motion was made by Trustee Yarusinsky to adopt Resolution B and enter into Executive Session; seconded by Trustee Favinger. A motion was made to enter back into Open Session by Trustee Culliton; seconded by Trustee Favinger.)

Judith Hulmes-Cochran – Pine Hill Borough BOE – The Board considered the personal statements and submissions of Judith Hulmes-Cochran as well as all documentation in the record concerning Ms. Hulmes-Cochran's request to purchase service credit covering the period from April 7, 1993 to January 15, 1997 through her employment with Gloucester Township Board of Education (GTBOE). After careful review of all relevant documents, the Board denied Ms. Hulmes-Cochran's request to purchase this service as credit for the reasons set forth in the administrative determination dated December 6, 2021, from Shirlene Scott, Pensions Benefits Specialist, Purchase Section. The record shows that on August 9, 2021, Ms. Hulmes-Cochran submitted a *Purchase Application* for the period covering April 7, 1993 to January 15, 1997 working at GTBOE. In response, GTBOE submitted Employment Verification Forms certifying that Ms. Hulmes-Cochran was employed as a Substitute Teacher Aide from July 1, 1996 to January 15, 1997. In addition, GTBOE certified Ms. Hulmes-Cochran was employed as a Substitute and Teacher's Aide for 54 days from April 7, 1993 to June 30, 1993; 180 days from September 1, 1993 to June 30, 1994; 180 days from September 1, 1994 to June 30, 1995; and 180 days September 1, 1995 to June 30, 1996. Upon request for additional information, GTBOE advised the Purchase Section that W-2's were used to estimate the number of days Ms. Hulmes-Cochran worked; they were unable to locate her title in the Board Minutes; and that they were unable to determine how many days she worked. As a result, the Purchase Section did not have sufficient information to establish purchase eligibility. In making its determination, the Board relied upon the provisions of N.J.S.A. 18A:66-14 and N.J.A.C. 17:3-5.5 (a) (3) ii (1) - (3). N.J.S.A. 18A:66-14 states:

Any person employed temporarily as a teacher whose temporary employment resulted, without interruption, in permanent employment, and any person who was employed as a substitute immediately prior to permanent employment may purchase credit for that temporary or substitute service. The purchase shall be made in the same manner and be subject to the same terms and conditions provided for the purchase of previous membership service by N.J.S.A 18A:66-9.

OPEN SESSION

REQUEST TO PURCHASE SERVICE CREDIT (continued)

Judith Hulmes-Cochran – Pine Hill Borough BOE – (continued)

N.J.A.C. 17:3-5.5 (a) (3) ii (1) - (3) states:

Continuous temporary service without interruption or substitute service as a teacher immediately preceding enrollment is eligible for purchase provided the following conditions are met:

...

ii. Substitute service is eligible for purchase provided the employment immediately precedes enrollment in TPAF. Immediately preceding enrollment is defined as employment rendered during the month or biweekly pay period prior to the date of enrollment. The period(s) of substitute service that a member can request to purchase must meet the following criteria:

(1) A year of substitute service wherein a 10-month employee worked an average of 10 days per month and an aggregate of 100 days during a regular work year. A 12-month employee is required to have worked an average of 10 days per month and an aggregate of 120 days per year;

(2) Substitute service for a period of less than one year immediately preceding enrollment is eligible for purchase provided the member works a minimum average of 10 days per month for each month of substitute service; and

(3) When more than one year of substitute service is requested for purchase, each year of substitute service rendered prior to enrollment is reviewed and each year is required to meet the criteria set forth under the provisions of (a)3ii(1) above.

Accordingly, the Board denied Ms. Hulmes-Cochran's request. (Motion made by Trustee Yarusinsky; seconded by Trustee Favinger.)

REQUEST FOR A MONTHLY SURVIVOR BENEFIT

(A motion was made by Trustee Favinger to adopt Resolution B and enter into Executive Session; seconded by Trustee Savicky. A motion was made to enter back into Open Session by Trustee Savicky; seconded by Trustee Favinger.)

Drew Gibbs (deceased) – Ramapo Indian Regional High School District – The Board considered the letter from Sharon Gibbs, dated November 30, 2021, and all documentation in the record in regard to Ms. Gibbs' request to receive a monthly survivorship benefit as a result of the death of her spouse, Drew Gibbs. After careful consideration, the Board denied the request. In accordance with the statutes that govern the pension system, upon the death of a member in active service, not as a result of an accident during regular or assigned duties, the member's named beneficiaries are entitled to the payment of the group life insurance benefit, if applicable, and the return of the member's accumulated pension contributions with interest. The record before the Board establishes that at the time of Mr. Gibbs' passing he did not have a retirement application on file with the Division.

OPEN SESSION

REQUEST FOR A MONTHLY SURVIVOR BENEFIT (continued)

Drew Gibbs (deceased) – Ramapo Indian Regional High School District – (continued)

Therefore, the benefits payable as a result of Mr. Gibbs' passing as an active member are the group life insurance benefit and the return of his accumulated pension contributions with interest, in accordance with N.J.S.A 18A:66-38, which states in pertinent part:

...
Upon the receipt of proper proofs of the death of a member in service on account of which no accidental death benefit is payable under section 18A:66-46, there shall be paid to such member's beneficiary:

(a) The member's accumulated deductions at the time of death together with regular interest after January 1, 1956; and

(b) An amount equal to $1\frac{1}{2}$ ⁶ times the compensation upon which contributions by the member to the annuity savings fund were based in the last year of creditable service.

For the reasons stated herein, the Board denied Ms. Gibbs' request for a monthly survivorship benefit. (Motion made by Trustee Savicky; seconded by Trustee Favinger.)

INFORMATIONAL ISSUES

(Trustee Yarusinsky noted the following items.)

Wire Transfer – TPAF Contributory Group Insurance Policy #14300 for the month of December 2021

Wire Transfer – Non-Contributory Group Insurance Policy #14800 Benefit Claims for the month of December 2021

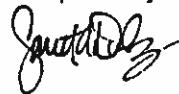
Appellate Division Decision – John Mignone v. PERS

Trial Balance as of July 31, 2021

Appellate Division Decision – Ricky Marter v. PERS

There being no further business, the Board adjourned the meeting at 12:40 p.m.
(Motion to adjourn was made by Trustee Savicky; seconded by Trustee Culliton.)

Respectfully submitted,



Saretta Dudley, Secretary
Board of Trustees

Teachers' Pension and Annuity Fund

⁶ In addition to the noncontributory group life insurance of $1\frac{1}{2}$ times his annual compensation, Mr. Gibbs had a contributory group life insurance benefit of 2 times the total base salary upon which pension contributions were based during the last 10 months of service preceding his death.