

COMMONWEALTH OF MASSACHUSETTS  
COMMISSION AGAINST DISCRIMINATION

HOWARD HORSMAN & CAROLE HORSMAN,  
On behalf of BENJAMIN HORSMAN, AND  
MASSACHUSETTS COMMISSION AGAINST  
DISCRIMINATION,  
Complainant

v.

DOCKET NO. 95-BPA-0003

REHOBOTH SUMMER ATHLETIC  
PROGRAM, INC., JOHN EGAN, AND  
DIGHTON-REHOBOTH REGIONAL  
SCHOOL DISTRICT,  
Respondents

DECISION OF THE FULL COMMISSION

On July 24, 2003, Hearing Officer Eugenia Guastaferrri issued a decision in favor of Respondents in the above-entitled matter. Complainant was duly notified of the decision and his appeal rights. Complainant filed a Notice of Appeal on August 5, 2003.

The Commission's Rules of Procedure require that an aggrieved party must file a Notice of Appeal to the Full Commission, pursuant to 804 C.M.R. 1.23(1). The Commission's Rules of Procedure further require that an aggrieved party must file a Petition for Review within 30 days of receipt of the decision of the single commissioner or hearing officer, setting forth:

- (a) facts showing the appellant to be aggrieved;
- (b) all matters alleged to have been erroneously decided;
- (c) all other matters on which the appellant relies; and
- (d) the relief sought.

While Complainant filed a timely Notice of Appeal, he failed to file a Petition for Review. We conclude that Complainant's appeal shall be dismissed for failure to comport with the Commission's requirement of filing a timely Petition for Review.

Whereas Complainant has failed to perfect his appeal by filing a timely Petition for Review, the appeal is dismissed. Accordingly, the decision of the hearing officer is final and binding.

SO ORDERED, this 10<sup>th</sup> day of September , 2003.

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Cynthia A. Tucker,  
Commissioner

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Walter J. Sullivan, Jr.  
Commissioner