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7 COMMONWEALTH OF MASS
CIVIL SERVICE COMMISSION

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss.

SUPERIOR COURT
C.A. NO. 13- [REDACTED]

G [REDACTED] S [REDACTED]

vs.

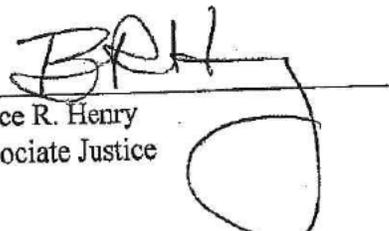
CIVIL SERVICE COMMISSION
and CITY OF PEABODY

ORDER ON PLAINTIFF'S MOTION FOR JUDGMENT ON THE PLEADINGS

After a hearing and a review of the administrative record, the *Plaintiff's Motion For Judgment On The Pleadings* is DENIED. The decision of the Commission regarding the timeliness of Mr. S [REDACTED] motion for reconsideration and its interpretation of its own order that Mr. S [REDACTED] could petition to reinstate his appeal if he was "successful" in the criminal matter which brought about his dismissal were not based on an error of law or on an unlawful procedure and were not arbitrary, capricious or unreasonable.

Therefore, the motion is DENIED and final judgment shall enter dismissing the plaintiff's complaint and affirming the decision of the Civil Service Commission on the plaintiff's motion for reconsideration.

Dated: June 5, 2014


Bruce R. Henry
Associate Justice

After careful review, and in accordance with our Standard Governing Disclosures of Sensitive Personal Data, the Commission has opted to use a pseudonym for the Appellant to appropriately balance their privacy interests with the Commission's statutory obligation to provide the public with a transparent record of its deliberative process and interpretation of civil service law.