FILED: NEW YORK COUNTY CLERK 01/28/2017 03:32 PM

NYSCEF DOC. NO. 5

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INDEX NO. 150914/2017 RECEIVED NYSCEF: 01/28/2017

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FILED: NEW YORK COUNTY CLERK 01/28/2017 03:32 PM

NYSCEF DOC. NO. 5

SPECIFICATIONS

Philip Nobile (hereinafter referred to as "Respondent") under File # 0897890, is a tenured teacher and currently assigned to the Absent Teacher Reserve ("ATR").

During the 2012-2013, 2014-2015 and 2015-2016 school years,

Respondent engaged in misconduct, conduct unbecoming his position,

harassment, criminal conduct, and neglected his duties as follows:

In Particular:

SPECIFICATION 1: On or about June 3, 2015, Respondent was arrested for Harassment, in violation of New Jersey Statute ("N.J.S.") section 2C:33-4A, and Respondent failed to provide the Office of Personnel Investigation ("OPI") and/or his building or office supervisor with a copy of the criminal court complaint.

<u>SPECIFICATION 2:</u> On or about December 29, 2015, Respondent was convicted of violating the provisions of N.J.S. 2C:33-4A and failed to provide a copy of the Certificate of Disposition within three (3) business days to OPI and/or to his building or office supervisor.

SPECIFICATION 3: On or about and between April 24, 2013 to September 24, 2015, Respondent sent numerous emails to Theresa Carpa, and/or her place of work, and/or her supervisor(s), and/or to different agencies, and/or institutions to annoy, and/or harass Theresa Carpa.

SPECIFICATION 4: On or about and between April 24, 2013 to September 24, 2015, Respondent neglected his duties and/or engaged in theft of service when he repeatedly sent emails to Theresa Carpa, and/or her place of work, and/or her supervisors, and/or different agencies, and/or institutions during work hours with the New York City Department of Education.

The foregoing constitutes:

- Just cause for discipline under Education Law §73020-a;
- Neglect of duty;
- Conduct unbecoming Respondent's position or conduct prejudicial to the good order, efficiency, or discipline of the service;
- A violation of the by-laws, rules and regulations of the Chancellor, Department, School, and/or District;
- Substantial cause that renders Respondent unfit to perform his obligations properly to the service;
- Misconduct;

INDEX NO. 150914/2017 03:32 PM YORK COUNTY CLERK 01 /28 2017 NYSCEF DOC. NO. 5 RECEIVED NYSCEF: 01/28/2017 Criminal Conduct;
Harassment;
Just cause for termination.

2

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53