OPEN SESSION

REQUEST TO FILE FOR ORDINARY DISABILITY RETIREMENT BENEFITS

Navan, Steven – Washington Township – The Board considered Charles Schlager's letter dated August 10, 2015 regarding his client, Steven Navan's application for Ordinary Disability retirement benefits. The Board denied Mr. Navan's request to file for Ordinary Disability retirement benefits. In making its decision, the Board noted that he was terminated from employment because he was prohibited from possessing or carrying a firearm, a requirement of his position as a Police Officer. The prohibition against carrying a weapon was imposed by the County Prosecutor as a consequence of an incident of domestic violence that occurred on November 3, 2013. Therefore, Mr. Navan was terminated from employment because he was unable to perform his duties, not because of a disabling condition. The Board further noted that Mr. Navan is unable to comply with the conditions of N.J.S.A. 43:16A-8, which requires that he be reinstated should the alleged disabling condition be found to vanish or become materially diminished. He cannot meet the requirements of the statutory framework of N.J.S.A. 43:16A-8. **(Motion by Trustee Culliton seconded by Trustee Middlesworth)**