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***UFFICIO GRADUATORIE – CONCORSI – PERSONALE – ESAMI DI STATO***

Prot. n 139

 Vercelli, 26/01/2016

**IL DIRIGENTE**

|  |  |
| --- | --- |
| **VISTA** | la legge n. 124/99 recante disposizioni urgenti in materia di personale scolastico; |
| **VIST0** | il D.M. n. 235/2014, concernente l’aggiornamento e l’integrazione delle graduatorie ad esaurimento del personale docente ed educativo per il triennio 2014/17; |
| **VISTO** | il D.M. n. 325 del 03 giugno 2015 che ha regolamentato, relativamente all’a.s. 2015/16, le operazioni di carattere annuale inerenti lo scioglimento delle riserve e la collocazione a pieno titolo dei candidati aventi diritto nelle graduatorie ad esaurimento, l’inclusione nell’elenco aggiuntivo dei docenti che hanno conseguito il titolo di specializzazione per il sostegno e l’inserimento dei titoli che danno diritto alla riserva dei posti (legge n. 68/99);  |
| **VISTA** | la circolare del MIUR prot. n. 15457 del 20/05/2015, confermata dalla C.M. 19621 del 06/07/2015, la quale prevede che i destinatari di ordinanze cautelari favorevoli devono essere inseriti nelle graduatore ad esaurimento **con riserva,** prevedendo l’iscrizione a pieno titolo nelle graduatorie medesime solo per i destinatari di sentenze che abbiano definito nel merito la controversia;  |
| **VISTO** | il decreto prot. n. 1997/C7 del 20.07.2015 di questo Ufficio, con il quale sono state pubblicate le graduatorie definitive ad esaurimento del personale docente ed educativo di ogni ordine e grado per il triennio 2014/2017 e successivi provvedimenti di modifiche ed integrazioni;  |
| **VISTE** | le ordinanze del Consiglio di Stato nr. 3900/2015, nr.3901/2015 depositate in data 31/08/2015, con le quale veniva disposta l’iscrizione nelle graduatorie ad esaurimento degli appellanti, con esplicita esclusione della partecipazione degli stessi al piano straordinario di assunzione previsto dalla legge 107/2015; |
| **VISTE** | le ordinanze di ottemperanza del Consiglio di Stato nr. 5493/2015, n. 5490/2015 emesse in data 03/12/2015, che ha accolto le istanza dei ricorrenti, volte ad ottenere l’esatta esecuzione del giudizio cautelare citato al punto precedente, ovvero senza le preclusioni connesse alla formula della “ riserva”  |
| **PRESO ATTO** | che le citate ordinanze nr. 5493/2015, n. 5490/2015 hanno disposto “ *l’Iscrizione dei ricorrenti nelle graduatorie di interesse senza preclusioni di sorta alla stipula dei contratti di lavoro a tempo indeterminato o determinato e fermo l’effetto risolutivo connesso all’eventuale soccombenza che dovesse risultare all’esito del giudizio di merito*” in quanto muniti del diploma magistrale conseguito entro l’anno scolastico 2001/2002; |
| **ACCERTATO** | che i ricorrenti, inseriti nell’allegato elenco, risultano beneficiari delle predette ordinanze; |
| **RITENUTO** | di dover dare esecuzione alle citate ordinanze nr. 5493/2015, nr.5490/2015 |

**DISPONE**

Per quanto esplicitato in premessa, in esecuzione delle ordinanze di ottemperanza del Consiglio di Stato n.5490/2015 depositata in data 03.12.2015 *l’Iscrizione dei ricorrenti nelle graduatorie di interesse senza preclusioni di sorta alla stipula dei contratti di lavoro a tempo indeterminato o determinato e fermo l’effetto risolutivo connesso all’eventuale soccombenza che dovesse risultare all’esito del giudizio di merito”* dei docenti indicati nell’allegato elenco , che fa parte integrante del presente provvedimento.

Quest’ufficio si riserva di emanare i provvedimenti conseguenti all’esito del giudizio di merito.

Il presente provvedimento è inviato ai Dirigenti Scolastici della provincia che, ove interessa, provvederanno ad inserire a pieno titolo i docenti nelle graduatorie di istituto di 1^ fascia di propria competenza.

Avverso il presente provvedimento è ammesso ricorso nei modi e nei termini di legge previsti dall’ordinamento vigente.

Per effetto della legge sulla privacy il presente decreto non contiene alcuni dati personali e sensibili che concorrono alla costituzione dello stesso. Agli stessi dati gli interessati o i controinteressati potranno eventualmente accedere secondo le modalità prevista dalla normativa sulla trasparenza degli atti amministrativi.

IL DIRIGENTE

 Catania Antonio

firma autografa sostituita a mezzo stampa,

ai sensi dell’art.3, co. 2,

del D.Lgs 12.02.1993 n.39.

Ai Dirigenti Scolastici degli Istituti Comprensivi

della Provincia

Al Sito Web dell’Ufficio

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| D’Angelo | Alessia | 05/04/1982 | TP | INFANZIA | 14 | / | / | 14 | 76 BIS |
|  |  |  |  | PRIMARIA | 14 | 24 | / | 38 | 38 BIS |
| Dipace | Nicoletta | 05/01/1980 | BA | INFANZIA | 12 | 72 | 3 | 87 | 26 BIS |
|  |  |  |  | PRIMARIA | 12 | / | 3 | 15 | 50 BIS |
| Ferrero | Sara | 12/06/1962 | NO | INFANZIA | 11 | 132 | / | 143 | 6 BIS |
|  |  |  |  | PRIMARIA | 11 | / | / | 11 | 50 QUAT. |
| Garrone | Paola | 15/05/1966 | TO | INFANZIA | 11 | / | / | 11 | 77 BIS |
|  |  |  |  | PRIMARIA | 11 | 121 | / | 132 | 6 BIS |
| Griffi | Elena | 14/08/1970 | VC | INFANZIA | 12 | / | 3 | 15 | 50 TER |
|  |  |  |  | PRIMARIA | 12 | 114 | 3 | 129 | 15 BIS |
| Marazzato | Simona | 24/03/1970 | VC | INFANZIA | 11 | 72 | 3 | 86 | 27 BIS |
|  |  |  |  | PRIMARIA | 11 | / | 3 | 14 | 50 TER |
| Maria | Veronica | 21/01/1980 | AG | INFANZIA | 11 | / | / | 11 | 77 BIS |
|  |  |  |  | PRIMARIA | 11 | 112 | / | 123 | 8 BIS |
| Mastrandrea | Maria Rosalba | 01/07/1961 | EN | INFANZIA | 16 | 2 | / | 18 | 69 BIS |
|  |  |  |  | PRIMARIA | 16 | 72 | / | 88 | 24 BIS |
| Napoli | Marcella | 15/05/1978 | VC | PRIMARIA | 14 | 84 | 9 | 107 | 16 BIS |
| Orlando | Cristina | 08/09/1981 | TP | INFANZIA | 14 | / | / | 14 | 76 BIS |
|  |  |  |  | PRIMARIA | 14 | 16 | / | 30 | 40 BIS |
| Pacini | Andrea | 04/05/1972 | TP | INFANZIA | 16 | / | 3 | 19 | 66 BIS |
|  |  |  |  | PRIMARIA | 16 | / | 3 | 19 | 45 BIS |
| Pampalone | Francesca Maria | 31/05/1981 | TP | INFANZIA | 18 | / | 9 | 27 | 53 BIS |
|  |  |  |  | PRIMARIA | 18 | 92 | 9 | 119 | 11 BIS |
| Petrone | Maria | 09/05/1976 | SA | PRIMARIA | 13 | 96 | 9 | 118 | 12 BIS |
| Pignataro | Elisa | 06/05/1982 | VC | INFANZIA | 12 | / | / | 12 | 77 BIS |
|  |  |  |  | PRIMARIA | 12 | 48 | / | 60 | 31 BIS |
| Pulella | Maria Caterina | 08/04/1972 | VV | INFANZIA | 12 | / | 9 | 21 | 61 BIS |
|  |  |  |  | PRIMARIA | 12 | 100 | 9 | 121 | 11 BIS |

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