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DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
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Commissioner

BOARD OF REVIEW

MINUTES OF THE REGULAR MEETING OF THE BOARD OF REVIEW APRIL 23, 2025

WILLIAM SCAGLIONE, CHAIRMAN

LISA HART, VICE CHAIRPERSON

MARYANN MORAN-SMYTH, EXECUTIVE SECRETARY



BOARD OF
REVIEW

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BOARD OF REVIEW MEETING OF APRIL 23, 2025

APRIL 23, 2025

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A regular meeting of the Board of Review was held on Wednesday, APRIL 23, 2025, at 10:00 a.m., via conference call, in Trenton, New Jersey

PRESENT: William Scaglione, Chairperson, Lisa Hart, Vice-Chairperson, Maryann Moran-Smyth, Executive Secretary. ABSENT: Eric Olsen, Board Member

In accordance with L1975, c.231, the Chairperson to the Board of Review opened the meeting with the following statement:

Notice of this meeting was filed with the Secretary of State and sent to the Trenton Times, Newark Star Ledger and Courier Post and posted in the Lobby of the Department of Labor, 1 John Fitch Plaza, Trenton, New Jersey.

All actions were by unanimous vote unless otherwise specified.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

BOARD MINUTES:

Submitted for adoption are the minutes of the April 16, 2025 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE APRIL 23, 2025 BOARD MEETING.

OLD BUSINESS:

1. BOR DKT. 00364350 (J.C.)

Claimant appealed the decision of the Appeal Tribunal dismissing the matter for failure to file the appeal within the statutory time period. **(This case erroneously appeared in the Remand Category on the Agenda of April 16, 2025. Placed on this agenda to be corrected to the Affirmation Category.)**

2. BOR DKT. 00364351 (J.C.)

Claimant appealed the decision of the Appeal Tribunal dismissing the matter for failure to file the appeal within the statutory time period under the amended timeliness law. **(This case erroneously appeared in the Remand Category on the Agenda of April 16, 2025. Placed on this agenda to be corrected to the Affirmation Category.)**

3. BOR DKT. 00364352 (J.C.)

Claimant appealed the decision of the Appeal Tribunal dismissing the matter for failure to file the appeal within the statutory time period under the amended timeliness law. **(This case erroneously appeared in the Remand category on the Agenda of April 16, 2025. Was placed on this agenda to be corrected to the Affirmation category.)**

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW (AFTER HAVING PREVIOUSLY BEEN ACCEPTED AS REMANDS IN ERROR).

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

SECTION A – HEARING MATTERS:

A-1 VACATED APPEALS BY THE BOARD OF REVIEW

1. BOR DKT. 00280444 (R.H.)

The claimant's appeal was docketed in error as an appeal to the Board of Review.

2. BOR DKT. 00343804 (C.K.)

The claimant's appeal was docketed in error as an appeal to the Board of Review.

3. BOR DKT. 00352600 (C.O.)

The claimant's correspondence was erroneously processed as an appeal to the Board of Review.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS VACATED APPEALS BY THE BOARD OF REVIEW.

A-2 DISMISSED APPEALS BY THE BOARD OF REVIEW DUE TO UNTIMELY FILING OR FOR NON-JUSTICIABLE APPEAL ISSUE

1. BOR DKT. 00384003 (D.W.)

Claimant appealed the decision of the Appeal Tribunal dismissing the matter for failure to file the appeal within the statutory time period under the amended timeliness law.

2. BOR DKT. 00387483 (J.J.)

Claimant appealed the decision of the Appeal Tribunal dismissing the matter for failure to file the appeal within the statutory time period under the amended timeliness law.

3. BOR DKT. 00389818 (R.L.)

Claimant appealed a decision of the Appeal Tribunal dismissing the matter as it was not filed timely.

4. BOR DKT. 00390251 (J.R.)

Claimant appealed a decision of the Appeal Tribunal dismissing the matter as it was not filed timely.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

5. BOR DKT. 00392195 (R.H.)

Claimant appealed a decision of the Appeal Tribunal dismissing the matter as it was not filed timely.

6. BOR DKT. 00375452 (A.M.)

Claimant appealed a decision of the Appeal Tribunal dismissing the matter as it was not filed timely.

7. BOR DKT. 00371660 (F.B.)

Claimant appealed a decision of the Appeal Tribunal dismissing the matter as it was not filed timely.

8. BOR DKT. 00364126 (J.B.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

9. BOR DKT. 00361905 (R.M.J.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for misconduct connected with the work.

10. BOR DKT. 00337503 (R.O.)

Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing.

11. BOR DKT. 00351447 (B.N.)

Employer filed a timely appeal to the Appeal Tribunal holding the claimant ineligible for benefits under availability for work.

12. BOR DKT. 00377772 (D.T.)

Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing.

13. BOR DKT. 00364295 (P.V.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for misconduct connected with the work.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

14. BOR DKT. 00362922 (K.W.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for misconduct connected with the work.

15. BOR DKT. 00351246 (A.S.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

16. BOR DKT. 00309406 (B.P.)

Claimant appealed an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a non-fraud refund.

17. BOR DKT. 00348204 (E.S.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under ability to work.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS DISMISSED APPEALS BY THE BOARD OF REVIEW DUE TO UNTIMELY FILING OR FOR NON-JUSTICIABLE APPEAL ISSUES.

A-3 DENIAL OF REOPENING REQUESTS TO THE BOARD OF REVIEW

1. BOR DKT. 00382691 (D.M.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal decision, which denied the claimant's request for a pre-date of an unemployment claim.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A DENIAL OF REOPENING REQUESTS TO THE BOARD OF REVIEW

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

A-4 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW

1. BOR DKT. 00353089 (C.R.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

2. BOR DKT. 00345503 (G.T.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

3. BOR DKT. 00370091 (K.A.)

Claimant appealed a decision of the Appeal Tribunal which denied the request to vacate a prior decision dismissing the appeal and to schedule a new hearing.

4. BOR DKT. 00379281 (J.F.)

Claimant appealed a decision of the Appeal Tribunal which denied the request to vacate a prior decision dismissing the appeal and schedule a new hearing.

5. BOR DKT. 00299286 (A.S.)

Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing.

6. BOR DKT. 00356847 (A.M.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for misconduct connected with the work.

7. BOR DKT. 00364438 (J.R.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for misconduct connected with the work.

8. BOR DKT. 00363734 (L.R.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

9. BOR DKT. 00349337 (C.C.R.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

10. BOR DKT. 00356166 (D.R.P.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for misconduct connected with the work and a liability for a non-fraud refund.

11. BOR DKT. 00339842 (A.K.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

12. BOR DKT. 00359779 (T.P.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

13. BOR DKT. 00348100 (M.O.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

14. BOR DKT. 00323530 (W.N.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period.

15. BOR DKT. 00354812 (D.B.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

16. BOR DKT. 00357818 (E.M.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

17. BOR DKT. 00365045 (J.P.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

18. BOR DKT. 00355015 (S.W.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

19. BOR DKT. 00364067 (J.J.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

20. BOR DKT. 00393514 (L.B.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period.

21. BOR DKT. 00363350 (J.T.)

Claimant appealed the decision of the Appeal Tribunal dismissing the matter for failure to file the appeal within the statutory time period under the amended timeliness law.

22. BOR DKT. 00367187 (O.O.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period.

23. BOR DKT. 00355860 (K.H.D.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period.

24. BOR DKT. 00364008 (E.J.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

25. BOR DKT. 00383194 (A.F.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for misconduct connected with the work.

26. BOR DKT. 00362744 (S.P.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

27. BOR DKT. 00349774 (D.A.A.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification from benefits for leaving work voluntarily without good cause attributable to the work.

28. BOR DKT. 00370052 (D.B.P.)

Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing.

29. BOR DKT. 00388103 (C.B.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for misconduct connected with the work.

30. BOR DKT. 00375597 (J.L.)

Claimant appealed a decision of the Appeal Tribunal dismissing the matter as it was not filed timely.

31. BOR DKT. 00392885 (K.B.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period and held an ineligibility for benefits under availability for work.

32. BOR DKT. 00342973 (R.C.M.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily and no liability for a non-fraud refund.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

33. BOR DKT. 00341230 (J.B.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily and no liability for a non-fraud refund.

34. BOR DKT. 00364934 (M.P.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for misconduct connected with the work.

35. BOR DKT. 00305365 (T.L.)

Claimant appealed a decision of the Appeal Tribunal holding a disqualification due to willful misrepresentation, a liability for fines, and a refund liability.

36. BOR DKT. 00305366 (T.L.)

Claimant appealed a decision of the Appeal Tribunal holding a disqualification due to willful misrepresentation, a liability for fines, and a refund liability.

37. BOR DKT. 00364242 (R.D.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

38. BOR DKT. 00359540 (N.S.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant did not meet reporting requirements.

39. BOR DKT. 00350585 (D.N.)

Employer appealed a decision of the Appeal Tribunal holding no disqualification for benefits for refusing suitable work.

40. BOR DKT. 00359992 (T.G.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

41. BOR DKT. 00362215 (K.W.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for misconduct connected with the work.

42. BOR DKT. 00362319 (R.P.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW.

A-5 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW

1. BOR DKT. 00364172 (R.D.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant did not meet reporting requirements.

2. BOR DKT. 00346173 (S.Y.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification from benefits for leaving work voluntarily without good cause attributable to the work.

3. BOR DKT. 00358514 (G.P.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

4. BOR DKT. 00364171 (S.M.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

A-6 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00382505 (S.S.)

Claimant appealed a decision of the Appeal Tribunal which denied the request to vacate a prior decision dismissing the appeal and to schedule a new hearing.

2. BOR DKT. 00297661 (J.H.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification from benefits for leaving work voluntarily.

3. BOR DKT. 00382478 (B.A.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification from benefits for misconduct connected with the work.

4. BOR DKT. 00352556 (L.M.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification from benefits for leaving work voluntarily without good cause attributable to the work.

5. BOR DKT. 00332162 (T.C.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant employed full-time and a liability for a non-fraud refund.

6. BOR DKT. 00342049 (K.P.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

7. BOR DKT. 00353574 (K.C.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

8. BOR DKT. 00330513 (U.R.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily and holding the claimant eligible for benefits under ability.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

9. BOR DKT. 00356528 (M.B.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

10. BOR DKT. 00358145 (J.S.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW.

A-7 REVERSED DECISIONS OF THE APPEAL TRIBUNAL AND/OR THE DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00347294 (A.U.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

2. BOR DKT. 00350796 (A.S.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work and a liability for a non-fraud refund.

3. BOR DKT. 00361905 (S.W.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for misconduct connected with the work.

4. BOR DKT. 00338201 (A.B.)

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for benefits for refusing suitable work and a liability for a non-fraud refund.

BOARD OF REVIEW MINUTES – APRIL 23, 2025 MEETING

5. BOR DKT. 00358802 (E.E.B.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

6. BOR DKT. 00366228 (P.P.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification from benefits for leaving work voluntarily without good cause attributable to the work.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS REVERSED DECISIONS OF THE APPEAL TRIBUNAL AND OR THE DEPUTY BY THE BOARD OF REVIEW.