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DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT  
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ROBERT ASARO-ANGELO  
*Commissioner*

**BOARD OF REVIEW**

**MINUTES OF REGULAR MEETING OF  
THE BOARD OF REVIEW  
JULY 22, 2020**

**JOSEPH SIEBER, CHAIRMAN**

**NANCY HUNT, VICE-CHAIRPERSON**

**WILLIAM SCAGLIONE, MEMBER**

**SHARAHZAD A. LEDAN, ACTING EXECUTIVE SECRETARY**

**BOARD OF REVIEW MEETING JULY 22, 2020**

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**A regular meeting of the Board of Review was held on Wednesday, July 22, 2020 at 10:00 a.m., via conference call, in Trenton, New Jersey**

**PRESENT: Joseph Sieber, Chairman, Nancy Hunt, Vice-Chairperson, William Scaglione, Member, Sharahzad A. Ledan, Acting Executive Secretary, Keith Austin, Director.**

**In accordance with L1975, c.231, the Chairman 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 – JULY 22, 2020 MEETING

### BOARD MINUTES:

Submitted for adoption are the minutes of the July 15, 2020 Board meeting.

**ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE JULY 15, 2020 MEETING.**

### OLD BUSINESS:

**1. LORIE ROBINSON** **BOR DKT. 00210382**

Claimant filed an appeal to a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to such work. **(This case was tabled in the meeting of July 15, 2020. To discuss the disposition of PUA related cases)**

**ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION WITH AN ADDITIONAL STATEMENT SAYING THE CLAIMANT IS ALREADY RECEIVING PUA BENEFITS.**

### SECTION A – HEARING MATTERS

#### **A-1 DISMISSALS OF LATE APPEALS TO THE BOARD OF REVIEW**

**1. TRACY CALLARI** **BOR DKT. 00206230**

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

**2. NICOLE RUBIN** **BOR DKT. 00183118**

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

**3. NAOMI WILLIAMS** **BOR DKT. 00200167**

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

## BOARD OF REVIEW MINUTES – JULY 22, 2020 MEETING

4. SHACONDA GETHERS BOR DKT. 00210000

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

5. ANGELINA SAMANNS BOR DKT. 00209869

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and sufficient wages to remove a prior voluntary leaving disqualification prior to the date of claim.

6. GAIL PURIFY BOR DKT. 00152916

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

7. MICHAEL ROBINSON BOR DKT. 00209760

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

8. JERYL ALMONTE BOR DKT. 00208009

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

9. QAADIR ABDURRAHIM BOR DKT. 00205357

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

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS DISMISSALS OF LATE APPEALS TO THE BOARD OF REVIEW.**

## BOARD OF REVIEW MINUTES – JULY 22, 2020 MEETING

### A-2 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS

1. LUIS LEBRON BOR DKT. 00209620

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

2. JASMINE BAGNER BOR DKT. 00210562

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

3. JASON BLAIR BOR DKT. 00210078

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

4. EILEEN MICHAELS BOR DKT. 00210534

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

5. CHESTER MARSHALL BOR DKT. 00209736

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

6. TONIANNE ARENA BOR DKT. 00209877

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

7. CHRISTOPHER HINCK BOR DKT. 00210173

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

8. JEFF CURRIE BOR DKT. 00211055

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

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- 9. DEVOY ATKINS** BOR DKT. 00210717
- Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.
- 10. AWILDA MEJIAS** BOR DKT. 00210452
- Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.
- 11. BARBARA SUBER** BOR DKT. 00206871
- Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily.
- 12. SERGIO MENDEZ** BOR DKT. 00208720
- Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.
- 13. ROSAURY PEREZ** BOR DKT. 00207754
- Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.
- 14. KRISTEN SLUSARZ** BOR DKT. 00210780
- Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.
- 15. JORGE NEGRON** BOR DKT. 00210150
- The claimant filed an appeal to a decision of the Appeal Tribunal which dismissed the claimant's appeal as late without good cause.
- 16. VALERIE DEANE** BOR DKT. 00210133
- Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.
- 17. LORI WEGNER** BOR DKT. 00210979\
- Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.

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**18. THOMAS BURNS** BOR DKT. 00209950

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

**19. REBECCA BAIRD** BOR DKT. 00210956

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

**20. JESSICA SLINGER** BOR DKT. 00211207

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

**21. FERNANDO GALVEZ ZAMORANO** BOR DKT. 00209426

Claimant appealed decision of the Appeal Tribunal holding a disqualification for discharge for misconduct.

**22. JASON EISNER** BOR DKT. 00209157

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

**23. EDWARD GERVACIO** BOR DKT. 00211057

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

**24. NADA HASSAN** BOR DKT. 00210883

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

**25. JODI GARCIA** BOR DKT. 00209909

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

**26. WILLIAM LEE** BOR DKT. 00210670

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

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### 27. STOJA ANDERSON

BOR DKT. 00210140

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and had insufficient subsequent employment to remove such disqualification.

### 28. JULIUS MOORE

BOR DKT. 00206411

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

### 29. ELIJAH BROWN

BOR DKT. 00209453

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

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

### A-3 REVERSALS OF APPEAL TRIBUNAL DECISIONS

#### 1. THOMAS GAFFEY

BOR DKT. 00210108

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. JENNIE LOCANDRO

BOR DKT. 00210647

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

#### 3. ROBERT MURPHY

BOR DKT. 00209887

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

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS REVERSALS OF APPEAL TRIBUNAL DECISIONS.**



## BOARD OF REVIEW MINUTES – JULY 22, 2020 MEETING

### EXECUTIVE SESSION:

**10:35 THE BOARD VOTED TO GO INTO EXECUTIVE SESSION FOR LEGAL ADVICE. JENNIFER ISRAEL CASE.**

**10:42 THE BOARD VOTED TO LEAVE EXECUTIVE SESSION AND RESUME REGULAR MEETING.**

### **A-4 REQUESTS FOR RECONSIDERATION FROM THE SUPERIOR COURT**

**1. JENNIFER ISRAEL** **BOR DKT. 00166534**

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for refusing suitable work. **(The Superior Court is ordering that the Board take back this case and Remand for a new hearing as the record was inaudible.)**

**ACTION: BOARD VOTED TO ACCEPT THE MOTION TO REMAND AND SEND THE CASE BACK FOR A NEW HEARING.**

### EXECUTIVE SESSION:

**10:46 THE BOARD VOTED TO GO INTO EXECUTIVE SESSION FOR LEGAL ADVICE. FRED BURG CASE.**

**11:06 THE BOARD VOTED TO COME OUT OF EXECUTIVE SESSION AND RESUME REGULAR MEETING.**

**2. FRED BURG** **BOR DKT. 00184393**

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms. **(The Superior Court has questions that they would like the Board to address regarding this case.)**

**ACTION: THE BOARD VOTED TO TABLE THIS CASE TO THE MEETING OF JULY 29, 2020.**

## BOARD OF REVIEW MINUTES – JULY 22, 2020 MEETING

### A-5 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY

1. TRACY CAVALLARO BOR DKT. 00205926

Claimant appealed decision of the Appeal Tribunal holding a period of ineligibility for failing to report in accordance with Division regulations.

2. MARIE ULYSSE BOR DKT. 00206809

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

3. ROBERTO BRITO BOR DKT. 00210591

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

4. KIRA TROGANI BOR DKT. 00204274

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

5. CARLOS REGINO BOR DKT. 00209674

Employer appealed the decision of the Appeal Tribunal holding no disqualification under misconduct connected with the work and voluntarily leaving work without good cause.

6. COLIN ANGELO BOR DKT. 00210737

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

7. JULIA MAZZUCCA BOR DKT. 00210698

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

8. JEFFREY CANNON BOR DKT. 00211381

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

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**9. ANN MAJOR** BOR DKT. 00210893

employer appealed the decision of the Appeal Tribunal holding the claimant with no disqualification for leaving work voluntarily without good cause attributable to the work.

**10. JAMESHA NEWMAN** BOR DKT. 00208771

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for discharge for misconduct.

**11. ESTIVALYS VALDEZ-DIAZ** BOR DKT. 00211142

Employer #1 appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily and not liable for a non-fraud refund.

**12. MATTHEW STRZEMINSKI** BOR DKT. 00208024

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

**13. CHANA GREENWALD** BOR DKT. 00210818

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

**14. JOSEPH GRADY** BOR DKT. 00209988

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

**15. LINDA GUIDA** BOR DKT. 00167758

The claimant appealed a decision of the Board of Review holding her disqualified for benefits for leaving work voluntarily without good cause attributable to the work. The Superior Court of New Jersey, Appellate Division, affirmed the Board of Review and remanded the matter of the claimant's entitlement to a waiver of the debt to the Director.

**16. NICOLETTE MARTIRE** BOR DKT. 00210720

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

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17. LILIANA RIVERA

BOR DKT. 00206970

The claimant appealed a decision of the Appeal Tribunal dismissing the appeal for failing to register for the hearing and denying the claimant's request to reopen the matter. **(The Board voted to remove this case from the Remand category and placed in the Affirmation of Appeal Tribunal Decisions category)**

18. CHANEL GIVENS

BOR DKT. 00210381

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

19. JESSICA SOTO

BOR DKT. 00168774

Superior Court vacated the dismissal on timeliness and remanded for a decision on the merits of the appeal.

**ACTION: BOARD VOTED TO ACCEPT THE REMAINING 17 CASES AS REMANDS TO THE APPEAL TRIBUNAL OR THE DEPUTY.**

### **SECTION B - MISCELLANEOUS MATTERS/CASES FOR DISCUSSION**

B-1 LUIS PAJARO

BOR DKT. 00209323

Claimant appealed decision of the Appeal Tribunal holding the appeal was filed late with good cause and holding a disqualification for leaving the work voluntarily without good cause attributable to such work. **(Appellate Specialist Alverio)**

**ACTION: BOARD VOTED TO MODIFY THE APPEAL TRIBUNAL DECISION TO RULE ON THE VOLUNTARY QUIT.**

B-2 JOSEPH RAITANO

BOR DKT. 00210013

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause. **(Appellate Specialist Matos)**

**ACTION: BOARD VOTED TO REVERSE THE TIMELINESS AND REMAND FOR A DECISION ON THE MERITS.**



## BOARD OF REVIEW MINUTES – JULY 22, 2020 MEETING

**ACTION: BOARD VOTED TO REVERSE THE APPEAL TRIBUNAL HOLDING A QUIT WITH GOOD CAUSE AS THE WORK WAS NOT SUITABLE FOR THE CLAIMANT.**

**B-7 CLAIR GHATTAS**

BOR DKT. 00210492

Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily. (**Appellate Specialist Alverio**)

**ACTION: BOARD VOTED TO REMAND THIS CASE BACK TO THE APPEAL TRIBUNAL AS THE CORRECT EMPLOYER WAS NOT PROPERLY NOTIFIED FOR THE HEARING. THE BOARD WILL INVESTIGATE TO FIND THE CORRECT EMPLOYER.**

**B-8 ROBIN SCARPA**

BOR DKT. 00210387

Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to the work. (**Appellate Specialist Alverio**)

**ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION AND INCLUDE REGULATION REGARDING LOSS OF LICENSE.**

**B-9 TIFFANY LECATOR**

BOR DKT. 00203301

Claimant appealed a decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing. (**Appellate Specialist Zola**)

**ACTION: THE BOARD VOTED TO VACATE THE BOARDS APPEAL AND SEND THE CASE BACK FOR A NEW HEARING AND CONSIDER CLAIMANT. MEMBER SCAGLIONE ABSTAINED.**

## BOARD OF REVIEW MINUTES – JULY 22, 2020 MEETING

**B-10** NASIR SALAAM

BOR DKT. 00208101

Claimant appealed decision of the Appeal Tribunal holding a disqualification for discharge from the employment. (**Appellate Specialist Alverio**)

**ACTION: THE BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION.**