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State of New Jersey

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
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ROBERT ASARO-ANGELO
Commissioner

BOARD OF REVIEW

MINUTES OF THE REGULAR MEETING OF THE BOARD OF REVIEW OCTOBER 9, 2024

WILLIAM SCAGLIONE, CHAIRPERSON

LISA HART, VICE-CHAIRPERSON

ERIC OLSEN, MEMBER

MARYANN MORAN-SMYTH, EXECUTIVE SECRETARY



BOARD OF
REVIEW

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AD-18.94 (9/23)

BOARD OF REVIEW MEETING OF OCTOBER 9, 2024

OCTOBER 9, 2024

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A regular meeting of the Board of Review was held on Wednesday, OCTOBER 9, 2024, at 10:00 a.m., via conference call, in Trenton, New Jersey

PRESENT: Lisa Hart, Vice-Chairperson, Eric Olsen, Member Maryann Moran-Smyth, Executive Secretary

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 – OCTOBER 9, 2024 MEETING

BOARD MINUTES:

Submitted for adoption are the minutes of the September 25, 2024, Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE SEPTEMBER 25, 2024, BOARD MEETING.

SECTION A – HEARING MATTERS:

A-1 VACATED APPEALS BY THE BOARD OF REVIEW

1. BOR DKT. 00292461 (L.D.)

Claimant letter of appeal was docketed in error as an appeal to the Board of Review.

2. BOR DKT. 00300683 (S.H.A.)

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

3. BOR DKT. 00300691 (S.H.A.)

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

4. BOR DKT. 00309461 (V.P.)

The claimant's appeal was docketed in error an appeal to Board.

5. BOR DKT. 00309462 (V.P.)

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

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

BOARD OF REVIEW MINUTES – OCTOBER 9, 2024 MEETING

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

1. BOR DKT. 00283993 (K.H.)

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

2. BOR DKT. 00329614 (J.G.)

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

3. BOR DKT. 00345740 (Z.B.)

Claimant appealed the decision of the Appeal Tribunal which denied the claimant's request for a pre-date of an unemployment claim.

4. BOR DKT. 00333590 (M.E.)

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

5. BOR DKT. 00324369 (R.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. 00324528 (M.B.P.)

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

7. BOR DKT. 00281374 (E.D.J.)

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

8. BOR DKT. 00321154 (I.S.B.)

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

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9. BOR DKT. 00338141 (A.B.)

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

10. BOR DKT. 00279421 (V.V.)

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

11. BOR DKT. 00329355 (C.P.)

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

12. BOR DKT. 00323146 (C.M.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant disqualified for a period of one year from the date of discovery by the Division of the illegal receipt of benefits as the result of false or fraudulent representation, liable for a refund, and subject to a fine.

13. BOR DKT. 00323149 (C.M.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant disqualified for a period of one year from the date of discovery by the Division of the illegal receipt of benefits as the result of false or fraudulent representation, liable for a refund, and subject to a fine.

14. BOR DKT. 00323532 (V.M.F.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification from benefits for leaving work voluntarily and liability to a non-fraud refund.

15. BOR DKT. 00327152 (M.M.)

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

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

1. BOR DKT. 00228039 (C.B.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision holding the claimant liable for a non-fraud refund.

2. BOR DKT. 00314386 (L.P.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision dismissing the appeal as late without good cause.

3. BOR DKT. 00195570 (S.E.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision 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 DENIALS OF REOPENING REQUESTS TO THE BOARD OF REVIEW.

A-4 REOPENED BOARD OF REVIEW APPEALS

1. BOR DKT. 00322416 (D.E.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

2. BOR DKT. 00362312 (A.J.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision dismissing the appeal as late without good cause.

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

BOARD OF REVIEW MINUTES – OCTOBER 9, 2024 MEETING

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

1. BOR DKT. 00249204 (N.D.)

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

2. BOR DKT. 00249495 (P.I.)

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

3. BOR DKT. 00321642 (A.Z.)

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

4. BOR DKT. 00329887 (C.N.)

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

5. BOR DKT. 00340721 (A.O.)

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

6. BOR DKT. 00272708 (F.S.)

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

7. BOR DKT. 00261907 (J.K.)

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits, and a liability for a non-fraud refund.

8. BOR DKT. 00327317 (D.M.)

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

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9. BOR DKT. 00328803 (D.M.)

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

10. BOR DKT. 00350801 (S.G.)

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

11. BOR DKT. 00321130 (I.A.)

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. 00336724 (A.S.)

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

13. BOR DKT. 00322462 (J.J.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant was not unemployed, and liable for a non-fraud refund.

14. BOR DKT. 00327836 (N.R.)

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

15. BOR DKT. 00328113 (E.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.

16. BOR DKT. 00328203 (R.L.)

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

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17. BOR DKT. 00327804 (K.B.)

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

18. BOR DKT. 00315837 (A.A.)

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

19. BOR DKT. 00312549 (J.N.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant not unemployed and a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

20. BOR DKT. 00312547 (J.N.)

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.

21. BOR DKT. 00312546 (J.N.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant not unemployed.

22. BOR DKT. 00327262 (I.D.)

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

23. BOR DKT. 00345243 (P.J.)

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

24. BOR DKT. 00324892 (K.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 and a liability for a non-fraud refund.

25. BOR DKT. 00309457 (D.F.V.)

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

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26. BOR DKT. 00303088 (A.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.

27. BOR DKT. 00321112 (D.S.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily without good cause attributable to the work or for being discharged for misconduct connected with the work.

28. BOR DKT. 00343049 (B.P.)

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.

29. BOR DKT. 00326865 (M.N.)

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

30. BOR DKT. 00339726 (D.A.)

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

31. BOR DKT. 00261650 (S.B.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms, and liable for a non-fraud refund.

32. BOR DKT. 00261810 (S.B.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms.

33. BOR DKT. 00261811 (S.B.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms.

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34. BOR DKT. 00312674 (J.C.)

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

35. BOR DKT. 00346239 (K.W.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work and active search for work.

36. BOR DKT. 00325186 (A.C.)

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

37. BOR DKT. 00326295 (J.M.)

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

38. BOR DKT. 00322918 (S.C.)

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

39. BOR DKT. 00329281 (D.A.)

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

40. BOR DKT. 00290018 (J.D.)

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

41. BOR DKT. 00341298 (J.D.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund.

42. BOR DKT. 00316065 (R.R.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms and liable for a non-fraud refund.

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43. BOR DKT. 00316066 (R.R.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms and liable for a non-fraud refund.

44. BOR DKT. 00316068 (R.R.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms and liable for a non-fraud refund.

45. BOR DKT. 00337572 (C.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.

46. BOR DKT. 00322295 (J.T.)

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

47. BOR DKT. 00307276 (V.Z.)

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

48. BOR DKT. 00339867 (P.H.)

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

49. BOR DKT. 00327209 (A.H.)

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

50. BOR DKT. 00330732 (J.P.)

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

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51. BOR DKT. 00323782 (A.T.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant was not entitled to an Overpayment Recovery Waiver under the C.A.R.E.S. Act.

52. BOR DKT. 00330162 (L.H.)

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

53. BOR DKT. 00323313 (A.C.)

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

54. BOR DKT. 00322736 (F.N.)

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

55. BOR DKT. 00288341 (V.K.)

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

56. BOR DKT. 00321725 (S.G.)

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

57. BOR DKT. 00297369 (J.D.)

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.

58. BOR DKT. 00281874 (M.V.G.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund.

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59. BOR DKT. 00325176 (L.P.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons identified in the CARES Act and a liability for a non-fraud refund.

60. BOR DKT. 00336373 (M.M.)

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for unemployment benefits for leaving work voluntarily without good cause attributable to the work, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits, and a liability for a non-fraud refund.

61. BOR DKT. 00330047 (J.H.)

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

62. BOR DKT. 00345539 (S.M.)

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

63. BOR DKT. 00359630 (G.L.)

Claimant appealed a decision of the Appeal Tribunal which denied the claimant's request for a pre-date of an unemployment claim.

64. BOR DKT. 00346170 (M.M.)

Claimant appealed a decision of the Appeal Tribunal holding the disability during unemployment claim invalid.

65. BOR DKT. 00328130 (K.N.)

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

66. BOR DKT. 00297370 (J.D.)

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.

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67. BOR DKT. 00323273 (B.T.)

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

68. BOR DKT. 00320013 (K.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 and liability for a non-fraud refund.

69. BOR DKT. 00331995 (A.G.)

Claimant appealed the decision of the Appeal Tribunal which denied the claimant's request for a pre-date of an unemployment claim.

70. BOR DKT. 00332026 (S.C.)

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

71. BOR DKT. 00316620 (E.S.)

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

72. BOR DKT. 00305326 (N.J.)

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

73. BOR DKT. 00323610 (A.L.)

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

74. BOR DKT. 00315155 (A.H.)

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

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75. BOR DKT. 00317963 (A.C.)

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES #1 THROUGH #62, AND #64 THROUGH #75, AS AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW. ITEM #63 WAS TABLED FOR FURTHER REVIEW.

A-6 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW

1. BOR DKT. 00307071 (N.S.)

Claimant appealed the decision of the Appeal Tribunal which denied the claimant's request for a pre-date of an unemployment claim.

2. BOR DKT. 00341572 (D.S.C.)

Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as untimely without good cause through 07/02/22, ineligible for benefits under ability to work, and liable for a non-fraud refund.

3. BOR DKT. 00323476 (N.N.)

Deputy held claimant not unemployed, disqualified for benefits for misconduct connected with the work, and liable for a non-fraud refund.

4. BOR DKT. 00331106 (P.M.)

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

5. BOR DKT. 00331927 (W.L.J.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant employed full-time.

6. BOR DKT. 00352129 (B.N.)

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

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7. BOR DKT. 00351545 (A.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. 00342928 (L.S.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Family Leave Benefits under State Plan.

9. BOR DKT. 00316509 (K.B.)

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for unemployment benefits for leaving work voluntarily without good cause attributable to the work, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits, and a liability for a non-fraud refund.

10. BOR DKT. 00354360 (M.P.)

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

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

A-7 AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL BY THE BOARD OF REVIEW

1. BOR DKT. 00309691 (C.P.)

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS AN AFFIRMED, AND REMANDED DECISION TO THE APPEAL TRIBUNAL BY THE BOARD OF REVIEW.

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A-8 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00309229 (P.B.)

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

2. BOR DKT. 00258472 (C.S.)

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

3. BOR DKT. 00295859 (E.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 and a liability for a non-fraud refund.

4. BOR DKT. 00213460 (C.H.H.)

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

5. BOR DKT. 00331280 (D.S.)

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

6. BOR DKT. 00327368 (P.G.)

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

7. BOR DKT. 00145424 (J.W.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a fraud refund and one year disqualification of benefits from the date of receipt of benefits.

8. BOR DKT. 00145425 (J.W.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a fraud refund and one year disqualification of benefits from the date of receipt of benefits.

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9. BOR DKT. 00294055 (J.W.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a fraud refund and one year disqualification of benefits from the date of receipt of benefits.

10. BOR DKT. 00319800 (A.N.)

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

11. BOR DKT. 00332054 (J.D.J.)

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

12. BOR DKT. 00284294 (A.H.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund.

13. BOR DKT. 00329547 (M.C.)

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

14. BOR DKT. 00326658 (M.B.)

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

15. BOR DKT. 00336667 (J.P.)

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid.

16. BOR DKT. 00326638 (J.A.)

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

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17. BOR DKT. 00270236 (J.L.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for misconduct connected with the work and no liability to a non-fraud refund.

18. BOR DKT. 00326020 (E.G.)

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

19. BOR DKT. 00320526 (V.S.)

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for unemployment benefits for leaving work voluntarily without good cause attributable to the work, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits, and a liability for a non-fraud refund.

20. BOR DKT. 00354616 (J.L.)

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

21. BOR DKT. 00326633 (C.A.)

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

22. BOR DKT. 00340837 (T.P.)

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

23. BOR DKT. 00329776 (R.W.)

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

24. BOR DKT. 00330788 (D.M.)

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

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25. BOR DKT. 00319626 (T.F.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work and liability for non-fraud refund.

26. BOR DKT. 00323877 (S.K.)

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

27. BOR DKT. 00328548 (O.M.)

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

28. BOR DKT. 00353501 (J.R.)

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

29. BOR DKT. 00331477 (S.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.

30. BOR DKT. 00357428 (N.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.

31. BOR DKT. 00333534 (T.M.)

Claimant appealed the decision of the Appeal Tribunal approving the claimant's request to withdraw the appeal.

32. BOR DKT. 00329758 (J.D.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant employed full-time.

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

BOARD OF REVIEW MINUTES – OCTOBER 9, 2024 MEETING

A-9 AFFIRMED AND MODIFIED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00342825 (B.C.)

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS AN AFFIRMED AND MODIFIED DECISION TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW.

A-10 REOPENED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL AND/OR DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00354360 (M.P.)

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A REOPENED AND REMANDED DECISION TO THE APPEAL TRIBUNAL AND/OR DEPUTY BY THE BOARD OF REVIEW.

A-11 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL

1. BOR DKT. 00338792 (J.J.)

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

2. BOR DKT. 00343660 (P.G.)

Claimant appealed a decision of the Appeal Tribunal which denied the claimant's request for a backdating of a reopened claim.

3. BOR DKT. 00341152 (J.E.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits for failure to meet reporting requirements in accordance with Division regulations.

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4. BOR DKT. 00260512 (M.A.)

Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to the late request for a reopening of the appeal.

5. BOR DKT. 00286257 (R.S.)

Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to the late request for a reopening of the appeal.

6. BOR DKT. 00313856 (A.V.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant not unemployed and a liability for a non-fraud refund.

7. BOR DKT. 00354360 (M.P.)

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

8. BOR DKT. 00339486 (N.A.)

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

9. BOR DKT. 00198947 (R.W.)

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL.

A-12 REVERSED DECISIONS OF THE APPEAL TRIBUNAL AND/OR DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00322282 (D.F.)

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 liability for a non-fraud refund.

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ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A REVERSED DECISION OF THE APPEAL TRIBUNAL AND/OR DEPUTY BY THE BOARD OF REVIEW.

SECTION B – MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

B-1 BOR DKT. 00293739 (L.S.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a fraud refund and one year disqualification of benefits from the date of receipt of benefits. (**Appellate Specialist Alverio**)

ACTION: BOARD MAJORITY VOTED TO MODIFY THE ABOVE CASE FROM A FRAUD TO A NON-FRAUD REFUND. THE APPELLATE SPECIALIST WILL PREPARE THE DECISION.

B-2 BOR DKT. 00343369 (S.D.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a fraud refund and one-year disqualification of benefits from the date of receipt of benefits. (**Appellate Specialist Alverio**)

ACTION: BOARD VOTED TO REMAND THE ABOVE CASE TO THE APPEAL TRIBUNAL FOR A FURTHER HEARING. THE APPELLATE SPECIALIST WILL PREPARE THE REMAND ORDER.

B-3 BOR DKT. 00333210 (L.K.)

The claimant appealed a decision of the Appeal Tribunal holding a disqualification due to willful misrepresentation, a liability for fines, and liability to a fraud refund. (**Appellate Specialist Kotb**)

ACTION: BOARD VOTED TO REMAND THE ABOVE CASE TO THE APPEAL TRIBUNAL FOR A FURTHER HEARING. THE APPELLATE SPECIALIST WILL PREPARE THE REMAND ORDER.