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State of New Jersey
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
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Commissioner

BOARD OF REVIEW

**MINUTES OF REGULAR MEETING OF
THE BOARD OF REVIEW
JULY 21, 2021**

NANCY HUNT, CHAIRPERSON

WILLIAM SCAGLIONE, VICE-CHAIR

MARIA ZOLA, ACTING EXECUTIVE SECRETARY

BOARD OF REVIEW MEETING JULY 21, 2021

JULY 21, 2021

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A regular meeting of the Board of Review was held on Wednesday, July 21, 2021 at 10:00 a.m., via conference call, in Trenton, New Jersey

PRESENT: Nancy Hunt, Chairperson, William Scaglione, Vice-Chairperson, Maria Zola, Acting 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 – JULY 21, 2021 MEETING

BOARD MINUTES:

Submitted for adoption are the minutes of the July 7, 2021 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE JULY 7, 2021, BOARD MEETING WITH THE EXCEPTION OF BOR DKT. 00237134, WHICH WAS PLACED ON THIS AGENDA FOR FURTHER DISCUSSION.

OLD BUSINESS:

1. MADELINE DE JESUS BOR DKT. 00227883

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 to a non-fraud refund. **(This case was tabled in the meeting of May 19, 2021, to re-mail the timeliness letter to the claimant at the current address.)**

ACTION: BOARD VOTED TO DISMISS THE CLAIMANT’S APPEAL AS LATE WITHOUT GOOD CAUSE.

2. AMADOR CAMPOS BOR DKT. 00230955

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause. **(The Board voted to remand this case in the meeting of June 23, 2021, to give proper notice of the timeliness of the appeal issue.)**

ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL TO GIVE THE CLAIMANT PROPER NOTICE OF THE TIMELINESS OF APPEAL ISSUE, AND TO ADDRESS THE MERITS IF THE APPEAL WAS FILED LATE WITH GOOD CAUSE.

3. ANTHONY RIZZO BOR DKT. 00233500

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, ineligible for Pandemic Unemployment Assistance benefits under the CARES Act, and liable for a non-

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fraud refund. (This case was affirmed in the meeting of June 9, 2021, put back on this agenda for reconsideration due to new information.)

ACTION: BOARD VOTED REMOVE THIS CASE FROM THIS CATEGORY AND MODIFY THE APPEAL TRIBUNAL DECISION WITH RESPECT TO ALL THE ISSUES UNDER APPEAL.

4. KEDIECIA MALCOLM **BOR DKT. 00237134**

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to such work, an ineligibility for benefits under availability for work and active search for work, and a liability for a non-fraud refund. (This case was tabled in the meeting of July 7, 2021 to be placed on a future agenda. Placed on this agenda for further discussion.)

ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION.

SECTION A – HEARING MATTERS

A-1 VACATED APPEALS TO THE BOARD OF REVIEW

1. THERESA PASQUA **BOR DKT. 00236709**

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

2. MADONNA VILLACIS **BOR DKT. 00220210**

Claimant appealed, in error, the decision of the Appeal Tribunal holding the claimant not unemployed from May 10, 2020 through May 23, 2020.

3. JESSICA GALLAGHER **BOR DKT. 00233765**

Claimant's communication to the Board of Review was erroneously processed as an appeal.

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4. RACHEL BARNETT BOR DKT. 00230590

Claimant's letter was erroneously processed as an appeal to the Appeal Tribunal's decision holding a disqualification of benefits for leaving work voluntarily, eligible for Pandemic Unemployment Assistance (PUA) benefits, and not liable for a non-fraud refund.

5. MICHELLE MEDEIROS BOR DKT. 00235034

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

6. MARKIAN SILECKY BOR DKT. 00244907

Claimant's communication was processed as an appeal to a decision of the Appeal Tribunal which held the unemployment claim valid and which forwarded the matter of the claimant's jurisdiction of coverage to the Deputy.

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

A-2 DISMISSALS OF LATE APPEALS OR NON-JUSTICIBLE ISSUE TO THE BOARD OF REVIEW

1. MERCEDES DORSEY BOR DKT. 00232588

Employer appealed a decision of the Appeal Tribunal holding the claimant not ineligible for benefits under availability for work.

2. RAMONA PERSONS BOR DKT. 00233156

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid and a liability to a non-fraud refund.

3. CORNELL FRAZIER BOR DKT. 00232429

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

4. CORNELL FRAZIER BOR DKT. 00232433

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

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5. JENNIFER BRAGG BOR DKT. 00230019

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 to an agency refund.

6. KATHERINE LIRIANO BOR DKT. 00233240

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Extended Benefits (EB).

7. CAMNHUNG LE BOR DKT. 00228218

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work and ability to work, holding the claimant ineligible for Pandemic Unemployment Assistance benefits and holding a liability for a non-fraud refund.

8. STANE MERVILUS BOR DKT.
00231692

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

9. SAMANTHA MARINO BOR DKT. 00235436

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

10. CARLOS SUAREZ BOR DKT. 00231466

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

11. MICHAEL LIVINGSTON BOR DKT. 00228728

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

12. WILLIAM DEROBERTS BOR DKT. 00234187

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Extended Benefits (EB) as the claimant did not establish twenty base weeks nor earn forty times the weekly benefit rate.

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13. MONICA MORRIS BOR DKT. 00236894

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

14. ANTHONY DORKHOM BOR DKT. 00235352

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

15. LUIS DIAZ BOR DKT. 00218482

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

16. ROBERT PATINO BOR DKT. 00235452

Claimant appealed denial of Pandemic Unemployment Assistance (PUA) benefits, and liability for refund.

17. MAHUM ABID BOR DKT. 00225376

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

18. YULIA KOFMAN BOR DKT. 00229293

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

19. STEVENSON DEMORCY BOR DKT. 00244677

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

20. DANIEL MCCOOL BOR DKT. 00235239

Employer appealed 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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21. RICHARD ROSENFELD BOR DKT. 00235655

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

22. RUTH JOSEPH BOR DKT. 00235780

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, ineligibility for Pandemic Unemployment Assistance and a liability to a non-fraud refund.

23. KELLY ANN WEST BOR DKT. 00235838

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS DISMISSALS OF LATE APPEALS OR NON JUSTICIABLE ISSUE TO THE BOARD OF REVIEW.

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

1. GINA ECONOMOPOULOS BOR DKT. 00226993

Claimant is requesting reconsideration of the Board of Review decision, affirming the Appeal Tribunal decision holding no disqualification of benefits for misconduct connected with the work, a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, and liable for a non-fraud refund.

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

A-4 AFFIRMED AND MODIFIED DECISIONS TO THE BOARD OF REVIEW

1. JENNIFER FIAMONCINI BOR DKT. 00235030

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under employed full-time and a liability to a non-fraud refund.

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2. LUTHER THOMAS BOR DKT. 00235958

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMED AND MODIFIED DECISIONS TO THE BOARD OF REVIEW.

A-5 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS

1. DENISE JONES BOR DKT. 00224194

Claimant and employer #1 appealed the Appeal Tribunal decision holding the unemployment claim valid with a weekly benefit rate of \$189.00 and a maximum benefit amount of \$4,914.00, and a liability to a non-fraud refund.

2. ALBERTO GUERRERO BOR DKT. 00231935

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, ineligibility under availability for work as academic in view of the greater period of disqualification imposed, a liability for a non-fraud refund.

3. AYFER OZDEMIR BOR DKT. 00230789

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid, a liability to a non-fraud refund and denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons.

4. JEFFREY COLLINS BOR DKT. 00214464

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. DIEUNIE LYDE BOR DKT. 00233679

Claimant appealed the decision of the Appeal Tribunal disputing the monetary entitlement on a valid claim.

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6. GABRIELA MARTINEZ BOR DKT. 00234164

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

7. ABDELHADE TICHE BOR DKT. 00233617

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, a liability to a non-fraud refund and imposing an ineligibility for PUA.

8. TAMMY SMITH BOR DKT. 00235989

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 to a non-fraud refund.

9. SAHEEMAH ALLEN BOR DKT. 00229560

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

10. JAMES SHERROD BOR DKT. 00234970

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

11. ANTHONY HERNANDEZ BOR DKT. 00236083

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 to a non-fraud refund.

12. JOHN KIERNAN BOR DKT. 00231822

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

13. YOHERLIN DE LA CRUZ BOR DKT. 00235641

Claimant appealed a decision of the Appeal Tribunal dismissing appeal through the date of mailing of the determination for fling a late appeal without good cause, holding the claimant ineligible for benefits under availability for work, ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 reasons identified under the CARES Act, and liable for a non-fraud refund.

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14. DANA STEIN BOR DKT. 00236410

Employer appealed a decision of the Appeal Tribunal holding the claimant worked in covered employment and was eligible for regular unemployment benefits.

15. MARIA LLERENA BOR DKT. 00232137

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

16. JOANNE SURGENT BOR DKT. 00235150

Claimant appealed the decision of the Appeal Tribunal holding the claimant employed full-time with employer #1 and liable for a non-fraud refund.

17. MELANY FLORES BOR DKT. 00236873

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

18. ALYSSA LANG BOR DKT. 00236240

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

19. RICHARD WAMBOLD BOR DKT. 00235669

Claimant appealed the decision of the Appeal Tribunal reducing the weekly benefit rate due to receipt of a pension from a base year or chargeable employer and liability for non-fraud refund.

20. KERRY WATTERSON BOR DKT. 00234334

Claimant appealed a decision of the Appeal Tribunal holding him ineligible for Pandemic Unemployment Assistance (PUA) benefits and liable for a non-fraud refund.

21. CHRISTINA BOLDOC BOR DKT. 00232085

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

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22. MAELYN RAMIREZ BOR DKT. 00236116

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

23. RAMONA MOREL BOR DKT. 00236190

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 to a non-fraud refund.

24. DONNA ROBERTS BOR DKT. 00235485

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 liability for non-fraud refund.

25. DAMARIS OKAI BOR DKT. 00235225

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

26. DAMARIS OKAI BOR DKT. 00235219

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

27. SAMANTHA SORBINO BOR DKT. 00216482

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 a liability to a non-fraud refund.

28. CYPRESS HADI BOR DKT. 00235515

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, a liability to a non-fraud refund, and ineligibility for Pandemic Unemployment Assistance.

29. OLATILEWA OYAWUSI BOR DKT. 00239269

Claimant appealed denial of Pandemic Unemployment Assistance (PUA) benefits and liability for non-fraud refund.

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30. VARNELL JOHNSON BOR DKT. 00207393

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

31. MARGO JAKUBOWSKI BOR DKT. 00237631

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

32. TIMOTHY BEST BOR DKT. 00237627

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

33. TRACEY MURRAY BOR DKT. 00237657

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

34. APRIL CRUTCHFIELD BOR DKT. 00237106

Claimant appealed the decision of the Appeal Tribunal holding an ineligibility for Extended Benefits.

35. MADHUKANTA PATEL BOR DKT. 00239320

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant was not unemployed due to a COVID-19 related reason under the CARES Act, and liable for a non-fraud refund.

36. CARMELO FAZZOLARI BOR DKT. 00230698

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

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37. ALICE CHIU **BOR DKT. 00239002**

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

38. SARA SOLOMON **BOR DKT. 00219826**

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

39. MILDRED BRADLEY **BOR DKT. 00240795**

Claimant filed an appeal from an Appeal Tribunal decision holding the claimant disqualified 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.

A-6 REVERSALS OF APPEAL TRIBUNAL DECISIONS

1. GLADYS ROBLES **BOR DKT. 00233990**

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

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

A-7 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS

1. HALYNA KOKHMAN **BOR DKT. 00232569**

Claimant appealed a decision of the Appeal Tribunal dismissing appeal through the date the determination was mailed as it was late without good cause.

2. HIMAXI DESAI **BOR DKT. 00235809**

Claimant appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily, ineligible for benefits under availability to work, and ineligible for Pandemic Unemployment Assistance (PUA) benefits.

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3. REEM NABER BOR DKT. 00237152

Claimant appealed a decision of the Appeal Tribunal holding her disqualified for regular unemployment benefits for leaving work voluntarily without good cause attributable to the work, ineligible for Pandemic Unemployment Assistance (PUA) benefits and liable for a non-fraud refund.

4. TYLER MANGANIELLO BOR DKT. 00213951

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

5. AL-TARRIQUE SIMS BOR DKT. 00237846

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

6. MIGUEL MENDOZA BOR DKT. 00234934

Claimant appealed a decision of the Appeal Tribunal holding him ineligible for Pandemic Unemployment Assistance (PUA) benefits and liable for a refund.

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

A-8 MODIFIED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY

1. KRUPA GARACHH BOR DKT. 00235366

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

2. PAUL LOPEZ BOR DKT. 00217768

Claimant appealed decision of the Appeal Tribunal holding the claimant not unemployed, holding an ineligibility as the claimant was not available for work and 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.

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

A-9 REMANDS FROM THE SUPERIOR COURT

1. DAVID KENT BOR DKT. 00203408

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS REMANDS FROM THE SUPERIOR COURT.

A-10 REQUEST FOR RECONSIDERATION FROM SUPERIOR COURT

1. MAYLIN FELIZ BOR DKT. 00210996

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

ACTION: BOARD VOTED TO ACCEPT THIS CASE AS A REMAND TO THE APPEAL TRIBUNAL FOR A DE NOVO HEARING, AND TO PLACE THIS CASE ON THE AGENDA FOR THE MEETING OF AUGUST 4, 2021.

A-11 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY

1. REYHAUNA SIMMONS BOR DKT. 00227352

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

2. MAUREEN BARRETT BOR DKT. 00229965

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 to a non-fraud refund.

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3. GERALD QUIGLEY BOR DKT. 00231908

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and a liability to a non-fraud refund. **(Board voted to table this case and place it on a future agenda, as it needs to be reviewed in conjunction with Docket #: 00231905.)**

4. JENIFER RODRIGUEZ ESTEVEZ BOR DKT. 00233612

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons, and a liability to an agency refund.

5. SHERRY MERRILL BOR DKT. 00233954

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

6. DORELIS FERNANDEZ BOR DKT. 00233181

Claimant appealed a decision of the Appeal Tribunal holding no disqualification for benefits under misconduct connected to the work, holding the claimant ineligible for benefits under ability to work and a liability for non-fraud refund.

7. KRISTA HURLEY BOR DKT. 00235303

Claimant appealed a decision of the Appeal Tribunal holding the claimant not unemployed and claim dated May 10, 2020 invalid, and liable for a non-fraud refund.

8. KRISHNA KUMAR BOR DKT. 00235296

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

9. HENRY VIGE BOR DKT. 00236026

Claimant appealed denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons, and a liability for refund.

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10. BONNIE PETITT BOR DKT. 00235895

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

11. MAGDOULEN SAWIRES BOR DKT. 00230959

Claimant appealed the decision of the Appeal Tribunal holding the claimant disqualified for benefits on the ground that the claimant left work voluntarily without good cause attributable to the work.

12. BRYCE KAUFMANN BOR DKT. 00236143

Employer appealed a decision of the Appeal Tribunal holding the claimant eligible for Pandemic Unemployment Assistance (PUA) benefits, and not liable for the non-fraud refund.

13. JUDY SAFI BOR DKT. 00234712

Claimant appealed a decision of the Appeal Tribunal holding her ineligible for Pandemic Unemployment Assistance (PUA) benefits, the denial of pre-date of the Pandemic Unemployment Assistance (PUA) claim, and liable for a non-fraud refund.

14. ANTHONY PREVITI BOR DKT. 00237558

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

15. VALERI ODEYEMI BOR DKT. 00238092

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

16. ROSALIE BURRUANO BOR DKT. 00236965

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 the work and an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.

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17. SILVANA MCSWEENY BOR DKT. 00235707

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

18. RASEDA BEGUM BOR DKT. 00237711

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant had no attachment to the labor market, and liable for a non-fraud refund.

19. LIZA GEORGE BOR DKT. 00237532

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

20. ANNA STOUT BOR DKT. 00237571

Claimant appealed a decision of the Appeal Tribunal holding the regular unemployment claim invalid, the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits and liable for a refund.

21. OLATILEWA OYAWUSI BOR DKT. 00232814

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

22. CARMELITA LUGO BOR DKT. 00237302

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

23. ALEXA CONROY BOR DKT. 00236251

Claimant appealed a decision of the Appeal Tribunal, holding the claimant not unemployed, ineligible for benefits under ability to work, and liable for a non-fraud refund.

24. JOSE HERNANDEZ BOR DKT. 00237155

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

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25. JAMES WALTHALL BOR DKT. 00330699

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

26. ANTHONY CONTE BOR DKT. 00222595

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

27. ALBA CABRERA-ROJAS BOR DKT. 00217726

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

28. SUSAN KEMERLE-GUIRO BOR DKT. 00231105

Claimant appealed a decision of the Appeal Tribunal holding claimant ineligible under the ability to work and liable for a non-fraud refund.

29. DANIEL STEINEN BOR DKT. 00233948

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

30. MAUREEN MCPHERSON BOR DKT. 00235369

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

31. BRIAN DALTON BOR DKT. 00237944

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Extended Benefits (EB).

32. MICHAEL SMITH BOR DKT. 00234613

Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits under voluntary leaving and misconduct connected with the work.

33. GLENDA ZAVALA BOR DKT. 00220302

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

BOARD OF REVIEW MINUTES – JULY 21, 2021 MEETING

ACTION: THE BOARD VOTED TO ACCEPT THE REMAINING CASES THIRTY-TWO CASES AS REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY

A-12 AFFIRMED AND REMANDED APPEALS TO THE APPEAL TRIBUNAL OR DEPUTY

1. DEBORAH PAYER BOR DKT. 00228616

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 a liability to a non-fraud refund.

2. JUSTIN MORENO BOR DKT. 00235679

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid, 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 to a non-fraud refund.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMED AND REMANDED APPEALS TO THE APPEAL TRIBUNAL OR DEPUTY.

A-13 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY

1. JALISA MARTINEZ BOR DKT. 00225418

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

2. KHALIL DEFALLAH BOR DKT. 00222763

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

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

BOARD OF REVIEW MINUTES – JULY 21, 2021 MEETING

A-13 REOPENED AND AFFIRMED DECISIONS TO THE BOARD OF REVIEW

1. RANDY SINGH BOR DKT. 00208213

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 CASE AS A REOPENED AND AFFIRMED DECISIONS TO THE BOARD OF REVIEW.

SECTION B - MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

B-1 ABDERAHMAN JIMENEZ BOR DKT. 00221675

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

ACTION: BOARD VOTED TO MODIFY THE APPEAL TRIBUNAL DECISION TO REFLECT THAT THE DEPUTY'S DETERMINATION WAS REVERSED, NOT AFFIRMED.

B-2 JENNIFER PADILLA-GARIN BOR DKT. 00233837

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons and liable for an agency refund. (**Appellate Specialist Jackson**)

ACTION: BOARD VOTED TO REMAND TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY FROM THE CLAIMANT REGARDING HER FATHER'S POSITIVE COVID-19 TEST RESULTS, AND THE CLAIMANT'S INTENTIONS OF RETURNING TO WORK.

BOARD OF REVIEW MINUTES – JULY 21, 2021 MEETING

B-3 FLORENCE AMBROSINI BOR DKT. 00231539

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid and liability to a non-fraud refund. (**Appellate Specialist Matos**)

ACTION: BOARD VOTED TO TABLE THIS CASE FOR FURTHER REVIEW AND TO A FUTURE AGENDA.

B-4 RAYMOND GROSSI BOR DKT. 00235922

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, and liable for refund. (**Appellate Specialist Matos**)

ACTION: BOARD VOTED TO TABLE THIS CASE FOR FURTHER REVIEW AND TO A FUTURE AGENDA.

B-5 JIN CHAE BOR DKT. 00235496

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund. (**Appellate Specialist Matos**)

ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION WITH A CORRECTION ON THE DATE OF APPEAL.

B-6 KAREN SINGH BOR DKT. 00236187

Claimant appealed denial of Pandemic Unemployment Assistance (PUA), and liability for refund. (**Appellate Specialist Matos**)

ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION AND ADDRESS THE CLAIMANT'S CONTENTIONS ON THE AFFIRMATION.

BOARD OF REVIEW MINUTES – JULY 21, 2021 MEETING

B-7 ANTHONY DEROSA

BOR DKT. 00234412

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and a liability to a non-fraud refund. (**Appellate Specialist Alverio**)

ACTION: BOARD VOTED TO REMAND TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY FROM THE CLAIMANT EMPLOYER REGARDING THE EMPLOYMENT AGREEMENT AND SEASONAL NATURE OF THE WORK, AND TO ADDRESS THE CLAIMANT'S FULL-TIME STUDENT ISSUE.

B-8 SARAH CALDWELL

BOR DKT. 00238563

Claimant appealed a decision of the Appeal Tribunal holding the claimant filed a timely appeal, ineligible for benefits under availability for work, unemployment claim invalid, ineligible for Pandemic Unemployment Assistance (PUA) benefits, and liable for a non-fraud refund. (**Appellate Specialist Zola**)

ACTION: BOARD VOTED TO REVERSE THE APPEAL TRIBUNAL DECISION AND HOLD THE CLAIMANT ELIGIBLE FOR BENEFITS AS OF MARCH 29, 2020.

B-9 GEORGIANN LASALLE

BOR DKT. 00234504

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons identified under the CARES Act, and liable for a non-fraud refund. (**Appellate Specialist Zola**)

ACTION: BOARD VOTED TO WRITE A DECISION AFFIRMING THE DEPUTY'S DETERMINATIONS AND SETTING ASIDE THE APPEAL TRIBUNAL DECISION ON THE VOLUNTARY LEAVING ISSUE.