



PHILIP D. MURPHY  
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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 REGULAR MEETING OF  
THE BOARD OF REVIEW  
JULY 27, 2022**

**NANCY HUNT, CHAIRPERSON**

**WILLIAM SCAGLIONE, VICE-CHAIR**

**ANDREA JACKSON, ACTING EXECUTIVE SECRETARY**

**BOARD OF REVIEW MEETING July 27, 2022**

**July 27, 2022**

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**A regular meeting of the Board of Review was held on Wednesday, July 27, 2022 at 10:00 a.m., via conference call, in Trenton, New Jersey**

**PRESENT: Nancy Hunt, Chairperson, William Scaglione, Vice-Chairperson, Andrea Jackson, 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 27, 2022 MEETING

### BOARD MINUTES:

Submitted for adoption are the minutes of the July 13, 2022 Board meeting.

**ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE JULY 13, 2022 BOARD MEETING.**

### SECTION A – HEARING MATTERS:

#### **A-1 WITHDRAWAL OF APPEALS**

1. BRIAN JONES BOR DKT. 00286832

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

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A WITHDRAWAL OF AN APPEAL.**

#### **A-2 VACATED APPEALS BY THE BOARD OF REVIEW**

1. IFORA TSHIKALU BOR DKT. 00253117

Claimant appealed the determination of the Deputy holding her ineligible for Disability benefits.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A VACATED APPEAL BY THE BOARD OF REVIEW.**

#### **A-3 DISMISSED APPEALS BY THE BOARD OF REVIEW DUE TO UNTIMELY FILING OR FOR NON-JUSTICIABLE APPEAL ISSUE**

1. ANGELIKA MILEWSKA BOR DKT. 00253006

Claimant appealed the 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 27, 2022 MEETING

2. MARIA CORDOVA BOR DKT. 00253040

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

3. SINAI KNIGHT BOR DKT. 00254615

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

4. FABIAN AVILA BOR DKT. 00256727

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as no justiciable issue.

5. NINOTCHKA SILVA BOR DKT. 00259583

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

6. MAHMOUD SHARAF BOR DKT. 00232955

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under availability for work and a liability to a refund.

7. MAHMOUD SHARAF BOR DKT. 00232956

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under availability for work and a liability to a refund.

8. ELIJAH VAUGHN BOR DKT. 00226766

Claimant appealed a decision of the Appeal Tribunal denying a request to reopen a prior decision dismissing the appeal without prejudice.

9. SHARON BARNETT BOR DKT. 00247041

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

10. AMANDA JONES BOR DKT. 00194597

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

Claimant appealed a decision of the Appeal Tribunal denying the claimant's request to vacate a prior dismissal due to non-appearance and to schedule a new hearing.

**11. TASNEEM ABUDALAL** BOR DKT. 00214312

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 refund.

**12. NICOLE SCHWARTZBAD** BOR DKT. 00242401

Claimant appealed 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.

**13. JAMES PARRY** BOR DKT. 00217256

Claimant appealed a decision of the Appeal Tribunal holding the unemployment claim invalid due to the claimant's status as a corporate officer and a liability to a refund.

**14. ANTHONY HURSEY** BOR DKT. 00147689

Claimant appealed a decision of the Appeal Tribunal dismissing the claimant's appeal for non-appearance.

**15. YEAHIA AHMED** BOR DKT. 00254512

Claimant appealed a decision of the Appeal Tribunal holding no disqualification of regular benefits under voluntary leaving, refusal of suitable work and ineligibility under availability for work and no refund liability.

**16. NICOLE BARNETT** BOR DKT. 00236991

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

**17. JEFFREY CASTILLO** BOR DKT. 00251650

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

**18. JOHNNIE MCBRIDE** BOR DKT. 00231327

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

Claimant appealed the decision of the Appeal Tribunal holding the claimant employed full-time, not unemployed, 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 C.A.R.E.S. Act and liable for non-fraud refund.

**19. DEBORAH NITOWSKI** BOR DKT. 00237453

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. BOLANLE ADELAKUN** BOR DKT. 00232727

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

**21. MARIA REYES** BOR DKT. 00207846

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

**22. CONNIE SZCZESNY** BOR DKT. 00211654

Claimant appealed the 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 DISMISSED APPEALS BY THE BOARD OF REVIEW DUE TO UNTIMELY FILING OR FOR NON-JUSTICIABLE APPEAL ISSUE.**

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

**1. MARCO DIGIOVANNI** BOR DKT. 00253256

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.

**2. JUDITH NOORI** BOR DKT. 00251305

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for unemployment 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 related reasons identified under the C.A.R.E.S. Act, denied the claimant's request for a pre-date of a Pandemic Unemployment Assistance (PUA) claim, and liable for a non-fraud refund.

**3. DEAREST BADIO** BOR DKT. 00254141

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

**4. SUZETTE HOUDERSHIELDT** BOR DKT. 00253487

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

**5. MALACHI THOMPSON** BOR DKT. 00255571

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 for a non-fraud refund.

**6. SUSAN ENGLANDER** BOR DKT. 00255331

Claimant appealed a 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 under the C.A.R.E.S. Act, and liable for a non-fraud refund.

**7. FRANK CELI** BOR DKT. 00254348

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.

**8. SKYLAR HALL** BOR DKT. 00253548

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.

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

**9. MARITZA TORRES** BOR DKT. 00254651

Claimant appealed a decision of the Appeal Tribunal holding the claimant was not unemployed, ineligible for Pandemic Unemployment Assistance (PUA) as the claimant's unemployment was not due to one of the COVID-19 related reasons identified under the C.A.R.E.S. Act, and liable for a non-fraud refund.

**10. ALBERT KOLLER** BOR DKT. 00254817

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.

**11. WILLIAM SULLIVAN** BOR DKT. 00255760

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and 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 C.A.R.E.S. Act.

**12. SADIE PARKER** BOR DKT. 00253882

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

**13. ROBERT FLOOD** BOR DKT. 00254790

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, 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 C.A.R.E.S. Act and a liability to a non-fraud refund.

**14. CARLO MARTINI** BOR DKT. 00252346

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 an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.

**15. JEREMY SMITH** BOR DKT. 00255889

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



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**16. SUFIA SULTANA**

BOR DKT. 00252767

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

**17. ANDREW PANDOLFI**

BOR DKT. 00251747

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

**18. MUDASSAR JANJUA**

BOR DKT. 00254665

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

**19. BARAK CHABRA**

BOR DKT. 00254644

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

**20. SURAIYAH MCKINNEY**

BOR DKT. 00257342

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 for a non-fraud refund.

**21. SUSAN CARLINO**

BOR DKT. 00256897

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

**22. BERNADETTE DE LEON**

BOR DKT. 00176894

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 ineligible for benefits under availability for work.

**23. TAYIBE OZDEMIR**

BOR DKT. 00258142

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

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.

**24. BERIDIANA DUEK** BOR DKT. 00222328

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

**25. JUDY DIXON** BOR DKT. 00252425

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal, through the mailing date of the determinations, as late without good cause.

**26. DEBORAH BARNES** BOR DKT. 00248637

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

**27. OLIVIA STOCK** BOR DKT. 00246047

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.

**28. YESENIA MONTALVO** BOR DKT. 00228036

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

**29. KAREN FONTALVO** BOR DKT. 00222184

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

**30. MARCELA OPALINSKI** BOR DKT. 00220652

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

**31. JOANNY FERNANDEZ** BOR DKT. 00261598

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

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

**32. DINA PAGANO**

BOR DKT. 00285051

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

**33. DINA PAGANO**

BOR DKT. 00285052

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

**34. KAREN MCKNIGHT**

BOR DKT. 00192641

Claimant appealed the decision of the Appeal Tribunal holding the unemployment claim valid with a weekly benefit rate of \$304.00 and a partial weekly benefit rate of \$364, holding the claimant not unemployed and liable for a non-fraud refund in the amount of \$6,099 for weeks ending June 30, 2018 through September 8, 2018 and September 22, 2018 through May 4, 2019.

**35. CHRISTOPHER SCHNEIDER**

BOR DKT. 00255138

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due one of the COVID-19 related reasons identified under the C.A.R.E.S. Act, and liable for a non- fraud refund.

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

**A-5 REVERSALS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW**

**1. EDUARDO BERMEO**

BOR DKT. 00255190

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

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A REVERSAL OF AN APPEAL TRIBUNAL DECISION BY THE BOARD OF REVIEW.**

### **A-6 AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL BY THE BOARD OF REVIEW**

**1. THOMAS CAIRO** **BOR DKT. 00267426**

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, 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 C.A.R.E.S. Act and a liability to a non-fraud refund.

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

### **A-7 MODIFIED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW**

**1. CHRISTINE SZYMANSKI** **BOR DKT. 00225103**

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

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

### **A-8 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW**

**1. MELANIE PALETTE** **BOR DKT. 00255253**

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

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

2. MANWA BAMBA BOR DKT. 00255827

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of benefits under ability to work, and liable for a non-fraud refund.

3. ZORAIDA LEON DE RESTREPO BOR DKT. 00250448

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of benefits under availability for work, an ineligibility 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 C.A.R.E.S. Act, and a liability for a non-fraud refund.

4. HELEN HEWITT BOR DKT. 00255165

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. FRANK BRENNAN BOR DKT. 00256904

Claimant appealed a decision of the Appeal Tribunal 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 related reasons identified in the C.A.R.E.S. Act and liability for a non-fraud refund.

6. LYNDA TRAN BOR DKT. 00248738

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

7. ANDREW DESANTO BOR DKT. 00287941

Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as late without good cause through February 12, 2022, and ineligible for benefits under ability to work.

8. DORINDA ANGELO BOR DKT. 00246912

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 refund.

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

9. LOURDES RAMIREZ CAMEJO BOR DKT. 00224849

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 an ineligibility of benefits under ability and availability for work.

10. CRISTINA PINTADO BOR DKT. 00254350

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 C.A.R.E.S. Act, ineligible for benefits under availability for work and liable for a non-fraud refund.

11. FREDERICK SMITH BOR DKT. 00253187

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 C.A.R.E.S. Act and liability for non-fraud refund.

12. JENNIFER TOWNSEL BOR DKT. 00255393

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

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

**A-9 AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL BY THE BOARD OF REVIEW**

1. DAVID PEREZ BOR DKT. 00241714

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 for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

2. GLENN EVERSON BOR DKT. 00254776

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

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 refund.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL BY THE BOARD OF REVIEW.**

### A-10 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW

1. MARIANNE HURLEY BOR DKT. 00251214

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 liability for a non-fraud refund.

2. ENRIQUE MOURE BOR DKT. 00254906

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work and 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 C.A.R.E.S. Act.

3. QUASHAWN GRANT BOR DKT. 00254185

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 refusing suitable work without good cause.

4. JASMINE MOLDOVANY BOR DKT. 00253210

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

5. AHMED TOTO BOR DKT. 00255849

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

6. JOHN VACCARO BOR DKT. 00252588

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

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

**7. JOSEPH WARD** BOR DKT. 00241450

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

**8. VANESSA MONTANO** BOR DKT. 00251981

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as no justiciable issue.

**9. JOSEPH KEHOE** BOR DKT. 00204707

Claimant appealed a decision of the Appeal Tribunal holding the temporary disability claim dated February 17, 2019 valid.

**10. ELIZABETH KAUGERTS** BOR DKT. 00280761

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for benefits for refusing suitable work and ineligible for benefits under ability to work.

**11. MARIA CORDOVA** BOR DKT. 00259733

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, ineligible for benefits under availability for work and 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 C.A.R.E.S. Act.

**12. ROBERT CRUISE** BOR DKT. 00284812

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

**13. 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.

**14. CARLA MCKELVIN** BOR DKT. 00256766



## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

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

**15. MAIRENIL FERREIRA DE INFANTE** BOR DKT. 00245140

Claimant appealed a decision of the Appeal Tribunal holding ineligibility of benefits under availability for work, ineligibility 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 C.A.R.E.S. Act, and liability for a non-fraud refund.

**16. KEREE CHRISTOPHER** BOR DKT. 00250647

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

**17. CAREEN SULLIVAN** BOR DKT. 00254906

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 liable for a non-fraud refund.

**18. JUAN GOMEZ** BOR DKT. 00254319

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 C.A.R.E.S. Act and liable for a non-fraud refund.

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

**A-11 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL**

**1. JAMES GABRIEL** BOR DKT. 00242821

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a refund

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A**

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

### REVERSED AND REMANDED DECISION TO THE APPEAL TRIBUNAL.

#### A-12 REQUEST FOR REOPENED AND REMANDED DECISIONS BY THE SUPERIOR COURT

1. MIRJANA POLLOCK BOR DKT. 00208813

The Superior Court, Appellate Division, under Docket No. A-2342-20T1, remanded the matter to the Board of Review for reconsideration and development of the record in order to determine if the claimant is eligible for Pandemic Unemployment Assistance (PUA) benefits.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A REQUEST FOR REOPENED AND REMANDED DECISION BY THE SUPERIOR COURT.**

#### SECTION B – MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

B-1 LOREEN DUGAN BOR DKT. 00263959

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 THIS CASE TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY REGARDING THE REASON FOR JOB SEPARATION IN ORDER TO ASCERTAIN WHETHER THE CLAIMANT’S LEAVING WAS WITH GOOD CAUSE ATTRIBUTABLE TO THE WORK, IN ACCORDANCE WITH N.J.S.A. 43:21-5(a).**

B-2 LOANY MARCANO FERNANDEZ BOR DKT. 00255171

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance under ability and availability for work, and liable for non-fraud refund. (Appellate Specialist Zola)

**ACTION: BOARD VOTED TO AFFIRM THE DECISION OF THE**

## BOARD OF REVIEW MINUTES – JULY 27, 2022 MEETING

### APPEAL TRIBUNAL, WITH A MODIFICATION TO THE DATES OF ELIGIBILITY, AND A CORRECTION TO THE DATES OF INELIGIBILITY AND THE REFUND AMOUNT.

**B-3** DESTINY LOCKHART

BOR DKT. 00259565

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

**ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY REGARDING THE TIMELINESS OF THE CLAIMANT’S APPEAL TO THE APPEAL TRIBUNAL AND FOR ADDITIONAL TESTIMONY REGARDING THE REASON FOR JOB SEPARATION.**

**B-4** GHULAM SHAHID

BOR DKT. 00247295

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 C.A.R.E.S. Act and liability for non-fraud refund. (**Appellate Specialist Alverio**)

**ACTION: BOARD VOTED TO AFFIRM 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 C.A.R.E.S. ACT, AND A LIABILITY FOR AN AGENCY REFUND.**