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ROBERT ASARO-ANGELO  
*Commissioner*

**BOARD OF REVIEW**

**MINUTES OF REGULAR MEETING OF  
THE BOARD OF REVIEW  
JUNE 29, 2022**

**NANCY HUNT, CHAIRPERSON**

**WILLIAM SCAGLIONE, VICE-CHAIR**

**ANDREA JACKSON, ACTING EXECUTIVE SECRETARY**

**BOARD OF REVIEW MEETING June 29, 2022**

**June 29, 2022**

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**A regular meeting of the Board of Review was held on Wednesday, June 29, 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 –JUNE 29, 2022 MEETING

### BOARD MINUTES:

Submitted for adoption are the minutes of the June 15, 2022 Board meeting.

**ACTION: BOARD VOTED ADOPT THE MINUTES OF THE JUNE 15, 2022 BOARD MEETING.**

### OLD BUSINESS:

**1. WANDA LAIRD** **BOR DKT. 00253590**

Claimant appealed a decision of the Appeal Tribunal holding the claim for Pandemic Unemployment Assistance (PUA) benefits was invalid due to no labor attachment, and claimant liable for a non-fraud refund.

**Action: BOARD VOTED TO REMAND THIS CASE TO THAPPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY TO DETERMINE WHETHER THE CLAIMANT MEETS THE QUALIFICATIONS FOR PANDEMIC UNEMPLOYMENT ASSISTANCE (PUA) BENEFITS.**

### SECTION A – HEARING MATTERS:

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

**1. DEAMAN CHERRY** **BOR DKT. 00273040**

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.

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

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

**1. JENNA HARDISON** **BOR DKT. 00245643**

Correspondence submitted to the Board of Review was erroneously processed as an appeal to a favorable decision.

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2. BARRINGTON NEWBY BOR DKT. 00229452

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal for failure to participate.

3. JEANNE STOCKWELL BOR DKT. 00255067

Claimant's appeal letter was docketed in error as an appeal regarding the matter of not unemployed and non-fraud refund.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS VACATED APPEALS 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. KATIE-LEIGH DELUCA BOR DKT. 00227539

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

2. KAREN MANZO BOR DKT. 00262087

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.

3. DIANNA OGANDO BOR DKT. 00248204

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.

4. FLORKENSIE ALMONOR BOR DKT. 00238050

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

5. STEVEN BURGIN BOR DKT. 00252600

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.

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6. GEORGE MCKENZIE JR BOR DKT. 00267555

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

7. ROSEMARIE GRAGNANO BOR DKT. 00214658

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

**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. KAITLYN FOX BOR DKT. 00254148

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

2. JAMES PRESSLEY BOR DKT. 00252656

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

3. WILLIAM MAYWOOD III BOR DKT. 00253159

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

4. TYLER BUJNOWSKI BOR DKT. 00253156

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.

## BOARD OF REVIEW MINUTES –JUNE 29, 2022 MEETING

5. CATHERINE GRUETZMANN BOR DKT. 00253661

Claimant appealed a decision of the Appeal Tribunal holding the unemployment claim invalid as the claimant worked in exempt employment, and the claimant was liable for a non-fraud refund.

6. TAYLOR MCMICHAEL BOR DKT. 00252030

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

7. TAYLOR MCMICHAEL BOR DKT. 00252032

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

8. TAYLOR MCMICHAEL BOR DKT. 00252031

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

9. NOEL BERLEY BOR DKT. 00254643

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

10. JAYQWAN WINNS BOR DKT. 00253601

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

11. MATTHEW O'RORKE BOR DKT. 00254964

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.

12. ANJELEIGH KRAUS BOR DKT. 00220058

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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**13. AMIRA SINGLETON** BOR DKT. 00261531

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

**14. CRYSTALYNN JACKSON-GILLARD** BOR DKT. 00265892

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

**15. CIYHANNI ROBINSON** BOR DKT. 00263943

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

**16. TZIVIA EICHENHOLZ** BOR DKT. 00247859

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.

**17. JOANMARIE CIFELLI** BOR DKT. 00281929

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

**18. KEITH VELTRE** BOR DKT. 00239414

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

**19. JASMIN ROBBS ALSTON** BOR DKT. 00252591

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.

**20. AMY PLUMP** BOR DKT. 00253935

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 denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons.

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**21. VALERIE CELIK** BOR DKT. 00252525

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.

**22. ENRIQUE MOREJON** BOR DKT. 00253953

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

**23. EMMANUEL AIGBOGUN** BOR DKT. 00252717

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

**24. ROBERT KEARNS** BOR DKT. 00252623

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

**25. JARED ROSENBLUM** BOR DKT. 00252937

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

**26. ZHANE ROBINSON** BOR DKT. 00251455

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

**27. SHABRI BOND** BOR DKT. 00254654

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

**28. MANUEL MENDOZA JR.** BOR DKT. 00255137

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



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### 29. CODY GRAY

BOR DKT. 00255398

The claimant appealed a decision of the Appeal Tribunal dismissing his appeal as late without good cause through the Saturday of the week in which the determination was mailed.

### 30. KIMBERLY RICHARDSON

BOR DKT. 00258929

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

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

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

#### 1. MACKENSEY RAYMOND

BOR DKT. 00264799

Claimant appealed the 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 non-fraud refund.

#### 2. ROSEMARIE GRAGNANO

BOR DKT. 00214650

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

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

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

#### 1. GARY ZAZZI

BOR DKT. 00253559

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

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2. BETTSY DE JESUS BOR DKT. 00266393

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 CARES Act and a liability to a non-fraud refund.

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

**A-7 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW**

1. VICTOR MANUEL LEBRON ENCARNACION BOR DKT. 00253580

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

2. VICTOR MANUEL LEBRON ENCARNACION BOR DKT. 00253581

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

3. ALEXANDER E WARGO BOR DKT. 00253658

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

4. BRIA BROWNE BOR DKT. 00259585

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

5. ANASTASIA SHARK BOR DKT. 00262099

Claimant appealed a decision of the Appeal Tribunal holding a denial of a requested pre-date.

6. DONALD DEFEO BOR DKT. 00263917

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

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**7. JANETTE BOLGIANI** BOR DKT. 00251523

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

**8. DONNA CACCAITORE** BOR DKT. 00234437

Claimant appealed the decision of the Appeal Tribunal which held that the matter has been resolved based on Division records and the claimant's right to appeal from the Deputy and Director's re-determinations remain inviolate.

**9. DEBRA WOOLF** BOR DKT. 00263970

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

**10. RAYMOND SCHAFFER** BOR DKT. 00214008

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

**11. HELENA JONES** BOR DKT. 00251421

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

**12. PRITPAL MINOCHA** BOR DKT. 00254410

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

**13. LUIS MOLINA** BOR DKT. 00253015

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

**14. TANIA SANTIAGO** BOR DKT. 00239769

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

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

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

**1. DEBRA WOOLF** BOR DKT. 00263973

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

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

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

**B-1 MAGDA TORRES** BOR DKT. 00251718

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

**ACTION: BOARD VOTED TO REVERSE THE DECISION OF THE APPEAL TRIBUNAL AND HOLD NO DISQUALIFICATION OF BENEFITS UNDER N.J.S.A.43:21-5(a), AS THE CLAIMANT'S LEAVING WAS WITH GOOD CAUSE ATTRIBUTABLE TO THE WORK.**

**B-2 TAYYABA ZAKIR** BOR DKT. 00251496

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

**ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY TO ASCERTAIN WHETHER THE CLAIMANT IS ELIGIBLE FOR REGULAR OR PANDEMIC UNEMPLOYMENT**

**BOARD OF REVIEW MINUTES –JUNE 29, 2022 MEETING**

**ASSISTANCE (PUA) BENEFITS BEGINNING FROM  
MARCH 2020.**