



PHILIP D. MURPHY  
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**State of New Jersey**  
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT  
P.O. Box 110  
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ROBERT ASARO-ANGELO  
*Commissioner*

**BOARD OF REVIEW**

**MINUTES OF REGULAR MEETING OF  
THE BOARD OF REVIEW  
AUGUST 4, 2021**

**NANCY HUNT, CHAIRPERSON**

**WILLIAM SCAGLIONE, VICE-CHAIR**

**SONIA MATOS, ACTING EXECUTIVE SECRETARY**

**BOARD OF REVIEW MEETING AUGUST 4, 2021**

**AUGUST 4, 2021**

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**A regular meeting of the Board of Review was held on Wednesday, August 4, 2021 at 10:00 a.m., via conference call, in Trenton, New Jersey**

**PRESENT: Nancy Hunt, Chairperson, William Scaglione, Vice-Chairperson, Sonia Matos, 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– AUGUST 4, 2021 MEETING

### BOARD MINUTES:

Submitted for adoption are the minutes of the July 21, 2021 Board meeting.

**ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE JULY 21, 2021 AGENDA MEETING.**

### SUPPLEMENTAL MEETING JULY 22, 2021:

1. JEFF DONKIN BOR DKT. 00190840

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

**ACTION: BOARD VOTED TO GRANT COURT’S REQUEST TO REMAND THIS MATTER.**

### OLD BUSINESS:

1. JOSEPH WOODARD BOR DKT. 00234185

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits for reporting requirements and not unemployed. **(This case was affirmed and remanded in the meeting of July 7, 2021. The Board placed this case back on this agenda for further discussion.)**

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

2. GAYLE SIMONETTI BOR DKT. 00234357

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause. **(This case was tabled in the meeting of July 7, 2021 to be put on a future agenda. Placed on this agenda for further discussion by the Board.)**

**ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION DISMISSING THE APPEAL AS LATE WITHOUT GOOD CAUSE.**

## BOARD OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

### 3. DIANE DEBLOCK BOR DKT. 00219165

Claimant appealed the decision of the Appeal Tribunal holding the claimant not unemployed and liability for a non-fraud refund. **(This case was tabled in the meeting of December 16, 2020 for further review for the Deputy to possibly consider a monetary redetermination.**

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

### 4. SUN KIM BOR DKT. 00215706

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work. **(This case was tabled in the meeting of October 21, 2020 to be placed on a future agenda pending a post review. Placed on this agenda for further discussion by the Board.)**

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

## SECTION A – HEARING MATTERS

### A-1 VACATED APPEALS TO THE BOARD OF REVIEW

#### 1. DEBORAH CLEARY BOR DKT. 00226126

Employer's letter was erroneously processed as an appeal to a decision of the Appeal Tribunal holding not ineligibility for benefits under availability for work and Pandemic Unemployment Assistance (PUA), and no liability for a non-fraud refund.

#### 2. ZIPPORAH GARRETT BOR DKT. 00229887

Claimant's correspondence was erroneously processed as an appeal to a decision of the Appeal Tribunal reducing her refund liability due to a monetary redetermination.

#### 3. SHALDAE HENDRYX BOR DKT. 00219158

Claimant appealed a determination of the Deputy holding a disqualification of benefits for leaving work voluntarily.

## BOARD OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

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

### **A-2 DISMISSALS OF LATE APPEALS TO THE BOARD OF REVIEW**

- 1. SANJEEV KUMAR** **BOR DKT. 00238204**

Employer appealed the decision of the Appeal Tribunal dismissing the claimant’s appeal as no justiciable issue.
- 2. KAREEM ELSERGANY** **BOR DKT. 00237730**

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits and liable for a non-fraud refund.
- 3. JEREMIAH CHINN-DRAYTON** **BOR DKT. 00235767**

Claimant appealed denial of Pandemic Unemployment Assistance (PUA) benefits, and liable for a non-fraud refund.
- 4. DAVID JORGE** **BOR DKT. 00223126**

Claimant appealed the decision of the Appeal Tribunal holding the claim filed for benefits filed as of March 29, 2020 to be valid.
- 5. JAHVON JACKSON** **BOR DKT. 00206118**

Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing.
- 6. TANISHA NAPHER** **BOR DKT. 00230152**

Claimant appealed a decision of the Appeal Tribunal holding her liable for a fraud refund and disqualified for benefits for one year from the date of discovery of the illegal receipt of benefits.
- 7. WILLIAM SYDNOR** **BOR DKT. 00216460**

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

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**8. IRVANIA HENRIQUEZ** BOR DKT. 00232560

Claimant appealed a decision of the Appeal Tribunal holding the claimant filed a late appeal with good cause, no disqualification of benefits for leaving work voluntarily, no disqualification of benefits for discharge for misconduct connected with the work, and ineligible for benefits under ability to work.

**9. LIDER MOREIRA** BOR DKT. 00208844

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

**10. BERNICE HENRY** BOR DKT. 00236364

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, and not unemployed.

**11. ANGELINA JACKSON** BOR DKT. 00232192

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

**12. PAUL DREIFUSS** BOR DKT. 00224961

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

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

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

**1. MARIE RUGGIERO** BOR DKT. 00048599

Claimant is requesting reconsideration of the Board of Review's decision, affirming the Appeal Tribunal's decision which held the claimant disqualified for benefits due to simple misconduct connected with the work.

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2. CATHERINE YOUMAN BOR DKT. 00216791

Claimant is requesting reconsideration of the Board of Review’s decision, affirming the Appeal Tribunal’s decision dismissing the appeal as it was filed late without good cause.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS DENIALS OF REOPENING REQUESTS TO THE BOARD OF REVIEW.**

### A-4 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS

1. STEPHANIE FRANCISCO BOR DKT. 00232715

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

2. MICHAEL SALVATI BOR DKT. 00232957

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 non-fraud refund.

3. LISA CONOVER BOR DKT. 00235963

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

4. IHAB MIKHAIL BOR DKT. 00236222

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

5. PRINCE TUFFOUR BOR DKT. 00229554

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

6. PRABHJOT SANDHU BOR DKT. 00240087

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

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**7. MATTHEW CIMAGLIA** BOR DKT. 00223150

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

**8. MARYAM KHAN** BOR DKT. 00238082

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

**9. CHASTITY DREW** BOR DKT. 00238822

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

**10. CHRISTINE SLOMINSKY** BOR DKT. 00238807

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

**11. YITZCHOK SPITZER** BOR DKT. 00242053

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.

**12. KATHLEEN EVERETT** BOR DKT. 00215280

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, ineligible for benefits under active search for work, and a liability to a non-fraud refund.

**13. YRELIN DIAZ** BOR DKT. 00233330

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

**14. MICHAEL URSO** BOR DKT. 00233530

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



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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.

**15. JILL MILLER** BOR DKT. 00232510

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

**16. HOWARD BERRY** BOR DKT. 00229878

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

**17. VALERI LOPEZ** BOR DKT. 00234750

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.

**18. KARON HANNA** BOR DKT. 00236925

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

**19. KIMBERLY DANIELS** BOR DKT. 00235016

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

**20. YVONNE AGUIA** BOR DKT. 00235639

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

**21. JOHN MULDOWNEY** BOR DKT. 00237967

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.

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### 22. SHIRLEY CROSS

BOR DKT. 00225370

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits from 05/24/20 through 05/30/20, under availability for work, a denial of Pandemic Unemployment Assistance (PUA) benefits from 05/10/20, as the claimant's unemployment was not due to one of the COVID-19 related reasons and liable for a non-fraud refund.

### 23. ROCCO SULAJ

BOR DKT. 00237605

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 a non-fraud refund.

### 24. BEATA WOJCIK

BOR DKT. 00236345

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

### 25. MICHAEL SPADAFORA

BOR DKT. 00237997

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

### 26. YURI VOLIS

BOR DKT. 00235332

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

### 27. RYAN POWERS

BOR DKT. 00238129

Claimant appealed a decision of the Appeal Tribunal which held the claimant ineligible for extended benefits and liable for a non-fraud refund.

### 28. ABRAHAM SAVINON

BOR DKT. 00235872

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 non-fraud refund.

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**29. MIRIAM VOEGELE** BOR DKT. 00237707

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

**30. ASHLEY LAUER** BOR DKT. 00236466

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

**31. LOTIS CORTINAS** BOR DKT. 00238523

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to such work, and a reduction of the weekly amount due to a pension offset, and a liability for a non-fraud refund.

**32. ASHLEY ELNAGGER** BOR DKT. 00215609

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

**33. REMY GARDNER** BOR DKT. 00234635

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for regular benefits on the ground that the claimant was not actively seeking work and ineligible for Pandemic Unemployment Assistance (PUA) benefits and a liability to a non-fraud refund.

**34. TONYA HERNANDEZ** BOR DKT. 00238659

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

**35. BRENDAN WADE** BOR DKT. 00237763

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

**36. BROCHA KAHANA** BOR DKT. 00239538

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

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### 37. CHRISTOPHER WILKERSON

BOR DKT. 00238648

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

### 38. JACK ZITO

BOR DKT. 00236943

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 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS EXCEPT ITEM 11, DKT 242053, THAT WAS TABLED TO A FUTURE AGENDA.**

## A-5 REVERSALS OF APPEAL TRIBUNAL DECISIONS

### 1. CHANA HELLMAN

BOR DKT. 00211781

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

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

## A-6 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS

### 1. SANTA MOREL

BOR DKT. 00238489

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility under ability to 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 CARES Act, and a liability for a non-fraud refund.

### 2. JASON BOLAN

BOR DKT. 00237378

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

## BOARD OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

3. DOUGLAS CLEAVES BOR DKT. 00236861

Claimant appealed a decision of the Appeal Tribunal dismissing the appeal regarding the claimant’s availability for work, eligibility for PUA benefits, eligibility under “not employed”, and dismissed the claimant’s liability for a non-fraud refund as academic.

4. DAVID JEAN-JACQUES BOR DKT. 00238558

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. SHENA DEGAN BOR DKT. 00193945

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

6. KELLY KUSENKO BOR DKT. 00154931

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 non-fraud refund.

7. DANIEL CONDORELLI BOR DKT. 00214991

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

8. MOSES NADO BOR DKT. 00233024

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility 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, NOTING THAT DKT. 00154931 WAS LISTED TWICE.**

### A-7 RECONSIDERATION FROM SUPERIOR COURT

1. KAREN MOORE BOR DKT. 00188216

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

## BOARD OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

**ACTION: BOARD VOTED TO TABLE THE ABOVE CASE FOR A FUTURE AGENDA FOR FURTHER DISCUSSION.**

### **A-8 AFFIRMED AND MODIFIED DECISIONS TO THE BOARD OF REVIEW**

1. JESSICA MARINO BOR DKT. 00236689

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a refund due to a monetary redetermination.

2. ALEXANDER ROMANENKO BOR DKT. 00237260

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

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

### **A-9 MODIFIED AND AFFIRMED DECISIONS TO THE BOARD OF REVIEW**

1. DAWN FRYCKI BOR DKT. 00237879

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

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A MODIFIED AND AFFIRMED DECISION TO THE BOARD OF REVIEW.**

### **A-10 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY**

1. KIMBERLLYN OLIVEIRA BOR DKT. 00226998

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.

## BOARD OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

**2. SEAN ROWAN** **BOR DKT. 00233435**

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 as the claimant's unemployment was not due to one of the COVID-19 related reasons under the CARES Act, and liable for a non-fraud refund.

**3. JUANITA MONEY** **BOR DKT. 00225610**

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

**4. JESS JULES** **BOR DKT. 00237278**

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

**5. KACIA CALVIN** **BOR DKT. 00234314**

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

**6. LEAH DIAZ** **BOR DKT. 00220518**

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

**7. ENIA PAREDES** **BOR DKT. 00229786**

Claimant appealed a decision of the Appeal Tribunal holding her ineligible for benefits under availability for work, ineligible for Pandemic Unemployment Assistance (PUA) benefits and liable for a refund.

**8. NICOLE KOWAL** **BOR DKT. 00230369**

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 OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

**9. MUHAMMAD AFZAL** BOR DKT. 00231432

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

**10. PARVANEH ROOZBAHANI** BOR DKT. 00234336

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

**11. MICHAEL BEREZNY** BOR DKT. 00234607

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

**12. MICHAEL BEREZNY** BOR DKT. 00234609

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

**13. HEZRON JOSEPH ALEXANDER** BOR DKT. 00235887

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

**14. HOLLIE SIMMONS** BOR DKT. 00235910

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

**15. FELIPE CUADRA** BOR DKT. 00237656

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



## BOARD OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

**16. TARIEK WOMACK**

BOR DKT. 00237902

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

**17. KELI CROWLEY**

BOR DKT. 00237021

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

**18. SARAH MONATH**

BOR DKT. 00238466

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.

**19. DAVE BASPTISTE**

BOR DKT. 00237145

Employer appealed the decision of the Appeal Tribunal holding no disqualification of benefits for misconduct connected with the work and no liability to an agency refund.

**20. CATHERINE OH**

BOR DKT. 00238291

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

**21. AMINA MUSIAL**

BOR DKT. 00227007

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

**22. JOSEPH RING**

BOR DKT. 00241901

Deputy appealed a decision of the Appeal Tribunal holding claim dated March 22, 2020 valid with a weekly benefit rate of \$543 and a maximum benefit amount of \$14,118.

**23. ROBERT TUCKER**

BOR DKT. 00235478

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

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**24. JORGE HERNANDEZ DELGADO** BOR DKT. 00238462

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

**25. MICHAEL FLANELLY** BOR DKT. 00240170

Employer appealed the decision of the Appeal Tribunal holding the claimant eligible for benefits as the claimant did not have reasonable assurance of reemployment between terms and not liable for a non-fraud refund.

**26. AMANDA SHAKER** BOR DKT. 00227234

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 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY.**

**A-11 AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY**

**1. GARY DERYCH** BOR DKT. 00240749

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.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS AN AFFIRMED AND REMANDED DECISION TO THE APPEAL TRIBUNAL OR DEPUTY.**

**A-12 REOPENED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY**

**1. CLARENCE HALEY** BOR DKT. 00143935

Claimant appealed a disqualification of benefits for leaving work voluntarily without good cause attributable to the work which was remanded for additional testimony by the Supreme Court of New Jersey.

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2. JEFFREY HEMINGWAY BOR DKT. 00190271

Superior Court reversed and remanded a decision of the Board of Review affirming the decision of the Appeal Tribunal denying the claimant's request to reopen the matter due to non-registration for the hearing.

3. JEFFREY HEMINGWAY BOR DKT. 00190267

Superior Court reversed and remanded a decision of the Board of Review affirming the decision of the Appeal Tribunal denying the claimant's request to reopen the matter due to non-registration for the hearing.

4. ELENI ZAMBAS BOR DKT. 00231183

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 REOPENED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OF DEPUTY.**

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

- B-1 QUANICE ELLERBEE BOR DKT. 00228658

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

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

- B-2 CARLOS BATISTA BOR DKT. 00234523

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, ineligible for Pandemic 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 TABLE THIS MATTER FOR FURTHER REVIEW.**

## BOARD OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

**B-3** GARRETT MILLER BOR DKT. 00215782

Employer appealed a decision of the Appeal holding the claimant was unemployed, eligible for benefits, and not liable for a non-fraud refund. (Appellate Specialist Zola)

**ACTION: BOARD VOTED TO REMAND THIS MATTER FOR ADDITIONAL TESTIMONY.**

**B-4** SANDRA WALSH BOR DKT. 00223160

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work from March 29, 2020 through July 4, 2020. Ineligible for Pandemic Unemployment Assistance (PUA) from March 29, 2020 through July 25, 2020, and liable for a non-fraud refund. (Appellate Specialist Matos)

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

**B-5** INAS SAAD BOR DKT. 00236401

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms. (Appellate Specialist Jackson)

**ACTION: BOARD VOTED TO MODIFY THE APPEAL TRIBUNAL DECISION IN FAVOR OF ELIGIBILITY FOR PUA BENEFITS.**

**B-6** KYLIAH LYNCH BOR DKT. 00236515

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. (Appellate Specialist Jackson)

**ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION HOLDING THE PORTION CONCERNING PUA ELIGIBILITY A NULLITY.**

## BOARD OF REVIEW MINUTES– AUGUST 4, 2021 MEETING

**B-7** DAVID HENDERSON

BOR DKT. 00237478

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

**ACTION: BOARD VOTED TO REMAND THIS MATTER TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY CONCERNING THE CLAIMANT’S SEPARATION FROM BOTH EMPLOYERS.**