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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
OCTOBER 19, 2022**

NANCY HUNT, CHAIRPERSON

WILLIAM SCAGLIONE, VICE-CHAIR

MARIA ZOLA, ACTING EXECUTIVE SECRETARY

BOARD OF REVIEW MEETING OCTOBER 19, 2022

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A regular meeting of the Board of Review was held on Wednesday, October 19, 2022 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 MEETING – OCTOBER 19, 2022 MINUTES

BOARD MINUTES:

Submitted for adoption are the minutes of the October 5, 2022 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE OCTOBER 5, 2002 BOARD MEETING.

SECTION A – HEARING MATTERS:

A-1 VACATED APPEALS BY THE BOARD OF REVIEW

1. NIKKI WILLIAMS BOR DKT. 00258526

Claimant's correspondence holding the claimant eligible for benefits under reporting requirements.

ACTION: BOARD VOTED TO ACCEPT THIS CASE AS VACATED APPEALS BY THE BOARD OF REVIEW.

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

1. NESLIHAN YILKDIRIM BOR DKT. 00257719

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.

2. JAMES CIPULLO BOR DKT. 00216339

Claimant's correspondence was processed as an appeal to a decision of the Appeal Tribunal holding an ineligibility for unemployment benefits under ability to work.

3. SANDRA LAMBORN BOR DKT. 00256074

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

4. NELSON QUIJADA RODRIGUEZ BOR DKT. 00256748

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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.

5. RAYMOND DONAHUE BOR DKT. 00257131

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

6. MAKEDA BREEDY-FRYSON BOR DKT. 00258710

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

7. STEVEN FITZGERALD BOR DKT. 00258193

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

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-3 DENIAL OF REOPENING REQUESTS TO THE BOARD OF REVIEW

1. ANITA FREDRICKS BOR DKT. 00229993

Claimant requests reconsideration of the Board of Review decision affirming the Appeal Tribunal's decision dismissing the claimant's appeal as late without good cause.

2. TAMARA BILLS BOR DKT. 00215249

Claimant requests reconsideration of the Board of Review decision affirming the Appeal Tribunal's decision holding the claimant filed a timely appeal and unavailable for full-time work and ineligible for benefits.

3. BRYAN BLAUT BOR DKT. 00233532

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Claimant requests reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision dismissing the claimant's appeal as late without good cause.

4. OLGA MOYA BOR DKT. 00248831

Claimant requests reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision holding the claimant eligible for a fraud refund.

5. DINA PAGANO BOR DKT. 00285052

Claimant requests reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision dismissing the appeal as late without good cause.

6. MATTHEW BABICH BOR DKT. 00250683

Claimant requests reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

7. SEAN HILL BOR DKT. 00215085

Claimant requests reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision holding an ineligibility for benefits for availability for work, and ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

8. EYAD ABOUAYAD BOR DKT. 00243482

Claimant requests reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision holding an eligibility of 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.

9. GEORGE BESHAY BOR DKT. 00222825

Claimant request reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision holding the claimant not unemployed and holding the claimant liable for a non-fraud refund.

10. RAZI SHLAPAK BOR DKT. 00273111

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Claimant requests reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision holding no disqualification of benefits for leaving work voluntarily without good cause attributable to the work and for misconduct connected with the work.

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

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

1. JAMES BUCHANAN BOR DKT. 00259032

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

2. SARAH FERREIRA BOR DKT. 00257589

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

3. ARLENE WILKERSON BOR DKT. 00260718

Claimant appealed the decision of the Appeal holding an ineligibility for Additional Benefits During Training (ABT) as the claimant was not permanently separated from employment due to a substantial reduction in work opportunities in her job classification at the former worksite.

4. TYLER DREUER BOR DKT. 00256351

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

5. JANICE KANIEWSKI BOR DKT. 00260190

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

6. GEORGE LEE BOR DKT. 00258837

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

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7. DORCAS OWUSU BOR DKT. 00262260

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

8. ZACHARY BRESSLER BOR DKT. 00263630

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of benefits for failing to report in accordance with the regulations of the Division.

9. KETURAH CONSTANT BOR DKT. 00257985

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

10. MYRIAM MAYALA BOR DKT. 00261326

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

11. DOMINIQUE CASALES BOR DKT. 00263426

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

12. FERNANDO ORTIZ-TORRES BOR DKT. 00259052

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

13. MARESHAH MINCY BOR DKT. 00263628

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

14. SADE MASON BOR DKT. 00263157

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.

15. NICOLAS DIAZ BOR DKT. 00250731

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Claimant appealed the 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 in the CARES Act and a liability to a non-fraud refund.

16. PAUL FILIPOWSKI

BOR DKT. 00258225

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.

17. MILTON FIGUEROA

BOR DKT. 00261806

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. MIGUEL LOPEZ

BOR DKT. 00255317

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

19. DOREEN WHITEHEAD

BOR DKT. 00261201

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.

20. DAVID GLOWACKI

BOR DKT. 00265164

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

21. FRANCIS GREMSPERGER

BOR DKT. 00260709

Claimant appealed a decision of the Appeal Tribunal holding a refund liability.

22. PETER RICCO

BOR DKT. 00257931

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

23. CHERYL NARDINO

BOR DKT. 00283172

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

24. MARTHA VELAZQUEZ BOR DKT. 00259899

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

25. SYBIL SAMPSON BOR DKT. 00275831

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for unemployment benefits under ability and availability for work and for Pandemic Unemployment Assistance (PUA) benefits.

26. JESSICA CURCIO BOR DKT. 00263381

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

27. MARGARET MULLEN BOR DKT. 00261267

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

28. DOUGLAS ADAMS BOR DKT. 00264579

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

29. SAMANTHA ROGERS BOR DKT. 00265510

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

30. CARYN SMITH BOR DKT. 00264932

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

31. LESLIE WEST BOR DKT. 00296890

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

32. CHRISTIAN PEÑA

BOR DKT. 00253817

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

33. TRAVIS AYLETT

BOR DKT. 00258618

Claimant appealed a decision of the Appeal Tribunal holding 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.

34. ETHEL HOPKINS

BOR DKT. 00259756

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

35. DERRICK MONTALTO II

BOR DKT. 00257723

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.

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

A-5 REVERSED AND AFFIRMED APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW

1. MATTHEW MAGARACI

BOR DKT. 00259833

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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ACTION: BOARD VOTED TO ACCEPT THIS CASE AS REVERSED AND AFFIRMED APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW.

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

1. MUISY BOR DKT. 00248184

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant may qualify for regular benefits in another state, and liable for a non-fraud refund.

2. PRAFUL PAREKH BOR DKT. 00257681

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

3. RONI EAPPEN BOR DKT. 00261406

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.

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

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

1. FATIMA QUICK BOR DKT. 00262845

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.

2. CHRISTINE KROPAC BOR DKT. 00265105

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

3. MARIA MENDOZA BOR DKT. 00259606

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

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

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

1. JEWEL CRENSHAW BOR DKT. 00263409

Claimant appealed the decision of the Appeal Tribunal holding the claimant employed full-time, denied the claimant's request for a pre-date of an unemployment claim and liability for a non-fraud refund.

2. CHRIS GRANATA BOR DKT. 00258761

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

3. CHRISTINE BRADLEY BOR DKT. 00263236

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

4. DEREK EDGE BOR DKT. 00263342

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of unemployment 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. MATTHEW LINDIA BOR DKT. 00266259

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits as the claimant's

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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.

6. BETTY CHAMAIDAN **BOR DKT. 00241582**

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

7. DONALD JOHNSON **BOR DKT. 00248778**

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of benefits under availability for work and a liability to a 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. GRACE STRAMIELLO **BOR DKT. 00261872**

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

2. JOHN ST. CLAIR **BOR DKT. 00250430**

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

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. HOWARD YOUNG **BOR DKT. 00264991**

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

2. KASIB ALVARADO BOR DKT. 00254175

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. RALPH RAMAYONI BOR DKT. 00254597

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

4. THOMAS MAINES BOR DKT. 00262635

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

5. SEAN AUSTIN BOR DKT. 00262173

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

6. RANDI DEGREGORIO BOR DKT. 00301367

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

7. HASEEB MALIK BOR DKT. 00261215

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

8. JOSHUA SOLOMON BOR DKT. 00263350

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 and a liability to refund.

9. ROBERT MERMER BOR DKT. 00260851

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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 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW.

A-11 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL

1. ROY BARBIERI **BOR DKT. 00258531**

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

ACTION: BOARD VOTED TO ACCEPT THIS CASE AS REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL.

A-12 REQUEST FOR RECONSIDERATION BY THE OFFICE OF ATTORNEY GENERAL

1. DAINION NOLAN **BOR DKT. 00256604**

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.

ACTION: BOARD VOTED TO ACCEPT THIS CASE AS REQUEST FOR RECONSIDERATION BY THE OFFICE OF ATTORNEY GENERAL.

SECTION B – MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

B-1 SAVITA SHARMA **BOR DKT. 00258936**

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

ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY FROM THE CLAIMANT REGARDING HER MEDICAL RESTRICTIONS, WHICH MUST BE SUPPORTED BY MEDICAL DOCUMENTATION, AVAILABILITY FOR WORK, AND ACTIVE SEARCH FOR WORK EFFORTS.

B-2 AIGNER COLLINS

BOR DKT. 00256504

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 AFFIRM THE VOLUNTARY LEAVING DISQUALIFICATION AND LIABILITY FOR THE NON-FRAUD REFUND, AND REMAND THE MATTER OF ELIGIBILITY FOR PANDEMIC UNEMPLOYMENT ASSISTANCE TO THE APPEAL TRIBUNAL FOR CONSIDERATION.

B-3 RAYMOND DONAHUE

BOR DKT. 00257132

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance on the ground that 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. (**Appellate Specialist Zola**)

ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY AND DOCUMENTATION FROM THE CLAIMANT REGARDING THE IMPACT OF COVID-19 TO HIS BUSINESS OPPORTUNITIES AND EARNINGS.