TAKE NOTICE THAT PURSUANT TO THE OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-6 ET. SEQ., THE NEW JERSEY DEPARTMENT OF LABOR BOARD OF REVIEW HAS SCHEDULED AN OPEN PUBLIC MEETING TO DISCUSS THE ATTACHED AGENDA ON SEPTEMBER 7, 2022 AT 10:00 AM. THE OPEN PUBLIC MEETING WILL BE HELD VIA TELEPHONE CONFERENCE CALL. THE TELECONFERENCE PHONE NUMBER IS 1 (856) 338-7074 AND THE CONFERENCE ID IS 540 714 231#.

AGENDA OF REGULAR MEETING OF

THE BOARD OF REVIEW

SEPTEMBER 7, 2022

NANCY HUNT, CHAIRPERSON

WILLIAM SCAGLIONE, VICE-CHAIRPERSON

LISA HART, ACTING EXECUTIVE SECRETARY
BOARD MINUTES:

Submitted for adoption are the minutes of the August 24, 2022 Board meeting.

ACTION:

SECTION A – HEARING MATTERS:

A-1 VACATED APPEALS BY THE BOARD OF REVIEW

1. STACIE GOGO BOR DKT. 00257867

Claimant’s letter was processed as an appeal to a decision of the Appeal Tribunal holding the claimant ineligible for benefits on the ground that she was employed full time.

2. SUSAN BARNES BOR DKT. 00256324

Claimant appealed the decision of the Appeal Tribunal holding the claimant not unemployed, a denial of Pandemic Unemployment Assistance (PUA) benefits, and a liability to a non-fraud refund.

ACTION:

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

1. SHABANA BABAR BOR DKT. 00255095

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

ACTION:
A-3 REOPENED BOARD OF REVIEW APPEALS

1. VALERIE GRANBERRY BOR DKT. 00253940

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund. The Board of Review on August 24, 2022 dismissed the appeal as late to the Board.

ACTION:

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

1. ANTHONY FRANK BOR DKT. 00256481

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

2. CARMEN ORTIZ BOR DKT. 00256871

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

3. THOMAS HOLLOWAY BOR DKT. 00256939

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

4. WILLIAM BROADFIELD BOR DKT. 00254928

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. CARLA BENCIVENGO BOR DKT. 00251977

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.

6. LISA TAORMINA BOR DKT. 00255843

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

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

8. RICKY RAMIREZ

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

9. JULIAN LANTIGUA

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

10. BENJAMIN GARDINER

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.

11. STANLEY JANOWICZ

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Emergency Unemployment Compensation (PEUC) benefits and a liability for a refund.

12. LADRUNDA GARY

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

13. AMANDA BAÑUELOS

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.

14. JUAN RODRIGUEZ

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.
<table>
<thead>
<tr>
<th></th>
<th>Name</th>
<th>BOR DKT.</th>
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</thead>
<tbody>
<tr>
<td>15.</td>
<td>DANIEL ROMAN</td>
<td>00259477</td>
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<tr>
<td></td>
<td>Employer appealed a decision of the Appeal Tribunal holding a disqualification of benefits for discharge for misconduct.</td>
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<tr>
<td>16.</td>
<td>EMMANUEL ADAM</td>
<td>00251768</td>
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<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.</td>
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<tr>
<td>17.</td>
<td>BRIAN RACEK</td>
<td>00256099</td>
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<tr>
<td></td>
<td>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.</td>
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<tr>
<td>18.</td>
<td>ALFREDO ORAMA</td>
<td>00257886</td>
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<tr>
<td></td>
<td>Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits under leaving work voluntarily without good cause attributable to the work and a discharge for misconduct.</td>
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<tr>
<td>19.</td>
<td>SALOMIN EDWARDS</td>
<td>00257507</td>
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<td></td>
<td>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.</td>
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<td>20.</td>
<td>BRYAN HICIANO</td>
<td>00255644</td>
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<tr>
<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.</td>
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<tr>
<td>21.</td>
<td>BRYAN HICIANO</td>
<td>00255649</td>
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<tr>
<td></td>
<td>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 that subsequent weeks and wages were insufficient to remove the disqualification.</td>
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<tr>
<td>22.</td>
<td>BRYAN HICIANO</td>
<td>00255646</td>
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<tr>
<td></td>
<td>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 that subsequent weeks and wages were insufficient to remove the disqualification.</td>
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</tr>
</tbody>
</table>
23. HOWARD ABBER BOR DKT. 00256495

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.

24. HOWARD ABBER BOR DKT. 00260010

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.

25. ANTHONY JOHNSON BOR DKT. 00251220

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

26. BRIAN SCHAD BOR DKT. 00257500

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

ACTION:

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

1. TYSHON WALKER BOR DKT. 00277369

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. ALICIA SAMPLE BOR DKT. 00242435

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.
A-6  MODIFIED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW

1. WILLIAM WATTS  
BOR DKT. 00259965

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

2. NITISH DOSANJH  
BOR DKT. 00258790

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 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. WADE KALDAWI  
BOR DKT. 00262253

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

A-7  MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW

1. SHARON FIGUEROA  
BOR DKT. 00243377

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 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.

2. CHRISTOPHER GRAY  
BOR DKT. 00255694

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid and a liability to a non-fraud refund.
<table>
<thead>
<tr>
<th></th>
<th>Claimant</th>
<th>DKT</th>
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</thead>
<tbody>
<tr>
<td>3</td>
<td>RASHIDA CASSUBHAI</td>
<td>00254293</td>
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<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund.</td>
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<tr>
<td>4</td>
<td>AMALFI ORTEGA DUARTE</td>
<td>00254096</td>
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<td></td>
<td>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.</td>
<td></td>
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<tr>
<td>5</td>
<td>JULIA MORREALE</td>
<td>00252454</td>
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<tr>
<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding a disqualification for leaving work voluntarily without good cause attributable to the work and an ineligibility for Pandemic Unemployment Assistance (PUA) and liability to a refund.</td>
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<td>6</td>
<td>JHON MONTESDEOCA</td>
<td>00258490</td>
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<tr>
<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding a ineligibility under not unemployed.</td>
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<tr>
<td>7</td>
<td>SHAWN LANGSTON</td>
<td>00257378</td>
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<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of Pandemic Unemployment Assistance (PUA) benefits.</td>
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<td>8</td>
<td>OSKAIRA CRUZ</td>
<td>00260054</td>
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<tr>
<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits as the claimant had reasonable assurance of reemployment with an educational institution.</td>
<td></td>
</tr>
</tbody>
</table>

**ACTION:**

A-8 **AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL BY THE BOARD OF REVIEW**

<table>
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<tr>
<th></th>
<th>Claimant</th>
<th>DKT</th>
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<tbody>
<tr>
<td>1</td>
<td>DEANDRE MORGAN</td>
<td>00245194</td>
</tr>
<tr>
<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal dismissing appeal as late without good cause.</td>
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</tbody>
</table>
ACTION:

A-9  REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW

1. KARINA KONCHALSKI  BOR DKT. 00257526
   Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

2. Egidio Coscarelli  BOR DKT. 00256843
   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 a liability to an agency refund.

3. CECILIA CASTILLO  BOR DKT. 00254956
   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 no liability for a non-fraud refund.

4. MICHELE MONICO  BOR DKT. 00261772
   Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as late without good cause.

5. TAHIRA KHAN  BOR DKT. 00257976
   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.

6. STEPHEN BURGER  BOR DKT. 00257055
   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 a liability to an agency refund.

7. DANA MELLOR  BOR DKT. 00257541
   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 an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.

8. LETICIA VELASQUEZ BOR DKT. 00252105

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

9. ALAN HERNANDEZ BOR DKT. 00259053

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.

10. HAIRIYA IDDRISS BOR DKT. 00259796

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.

11. SHANNON COX BOR DKT. 00251869

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

12. REBECCA GUZMAN BOR DKT. 00258385

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 refund liability.

13. ANNAMARIE PEREZ BOR DKT. 00259303

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 non-fraud refund.

14. WILMARIS MONTANEZ BOR DKT. 00259498

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

15. NAIDAA AHMED BOR DKT. 00242912

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility under not unemployed, not available for work, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

16. TITUS BACHELOR BOR DKT. 00260106

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

17. NATALIE AULICINO BOR DKT. 00255248

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.

18. ADELAIDE MOLINA BOR DKT. 00257839

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

ACTION:

A-10 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL

1. ROSEBERTHE MESADIEU BOR DKT. 00256830

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

ACTION:
SECTION B – MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

B-1  BRYAN STEWART  BOR DKT. 00260153

Claimant appealed the decision of the Appeal Tribunal which denied the claimant’s request for a pre-date of an unemployment claim. (Appellate Specialist Jackson)

ACTION:

B-2  RAUL BRIJLALL  BOR DKT. 00260708

Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits under leaving work voluntarily without good cause attributable to such work. (Appellate Specialist Hart)

ACTION:

B-3  RYAN MCERLEAN  BOR DKT. 00259332

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. (Appellate Specialist Jackson)

ACTION:

B-4  ROBERT MITZEN  BOR DKT. 00256881

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. (Appellate Specialist Jackson)

ACTION: