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**State of New Jersey**  
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT  
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ROBERT ASARO-ANGELO  
*Commissioner*

**BOARD OF REVIEW**

**MINUTES OF REGULAR MEETING OF  
THE BOARD OF REVIEW  
JANUARY 4, 2023**

**NANCY HUNT, CHAIRPERSON**

**WILLIAM SCAGLIONE, VICE-CHAIR**

**MARIA ZOLA, ACTING EXECUTIVE SECRETARY**

**BOARD OF REVIEW MEETING JANUARY 4, 2023**

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A regular meeting of the Board of Review was held on Wednesday, JANUARY 4, 2023 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 – JANUARY 4, 2023, AGENDA

### BOARD MINUTES:

Submitted for adoption are the minutes of the December 14, 2022, Board meeting.

**ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE DECEMBER 14, 2022, BOARD MEETING.**

### SECTION A – HEARING MATTERS:

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

1. DARLA DIMATTEO BOR DKT. 00290311

Claimant requested to withdraw appeal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS WITHDRAWAL OF APPEALS.**

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

1. LE-SHELLE QUINTALL BOR DKT. 00254620

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

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE 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. LUIS TERCERO BOR DKT. 00255750

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.

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2. MICK BRATTON BOR DKT. 00254827

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 liability to a refund.

3. JALIL RODGERS BOR DKT. 00244281

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.

4. KELLY WILLIAMS BOR DKT. 00259305

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.

5. SHANIYAH MOORE BOR DKT. 00251287

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.

6. OMERIA LEWIS BOR DKT. 00255809

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

7. AMANDA NEEDLEMAN BOR DKT. 00248124

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

8. GERALDINE WILLIAMS BOR DKT. 00266133

Claimant appealed a decision of the Appeal Tribunal dismissing portion of the period of the ineligibility as late without good cause, 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 CARES Act, and liable for a non-fraud refund.

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9. SALIH MUHAMMAD BOR DKT. 00252529

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.

10. GLORIA GOMEZ BOR DKT. 00263788

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.

**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. BRIAN SCHMIDT BOR DKT. 00255610

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

2. LUIS PEREZ BOR DKT. 00255747

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.

3. JUDITH COLEMAN BOR DKT. 00249301

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

4. KAILYN FRIDAY BOR DKT. 00254622

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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 and a liability to a refund.

5. CALTABIANO MITCHELL BOR DKT. 00274604

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 benefits under availability for work.

6. STEVEN BISSOONIAL BOR DKT. 00249197

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.

7. IRMA GENAO BOR DKT. 00253911

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.

8. CHRISTINA GEORGEAS BOR DKT. 00267666

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

9. DEVIKABEN Y PATEL BOR DKT. 00267063

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

10. VANESSA CORREA BOR DKT. 00265589

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.

11. MARIA ZAPATA BOR DKT. 00268630

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

12. LAURA BEAHM BOR DKT. 00266636

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

13. ALONZO DAVIS BOR DKT. 00261033

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

14. KATHLEEN BEATRICE BOR DKT. 00265796

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.

15. SHEILA TILLERY BOR DKT. 00267110

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

16. SHAWKI PERRY BOR DKT. 00268099

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.

17. EMILY ALVARADO BOR DKT. 00246808

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

18. DIEGO CONCEPCION BOR DKT. 00248509

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

19. LISA KIRK BOR DKT. 00236685

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

20. DONNA WINNER BOR DKT. 00254355

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

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21. SUNGYON LEE BOR DKT. 00297941

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

22. KAYLA GREEN BOR DKT. 00254570

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 and liability to a non-fraud refund.

23. ZULEEYKA MENDOZA BOR DKT. 00287915

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

24. JOSEPH SAVERINO BOR DKT. 00290028

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.

25. SILVIA CHAVEZ BOR DKT. 00256003

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

26. REGINA JACOBSEN BOR DKT. 00263210

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

27. MELODIE BOYD BOR DKT. 00263765

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



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28. NOHA AYOUB BOR DKT. 00265694

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

29. DORIS MARTIN BOR DKT. 00263961

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.

30. CYNTHIA HINCHCLIFF BOR DKT. 00266921

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.

31. KATIE LAFALCE BOR DKT. 00261629

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

32. DAWN SIINO BOR DKT. 00267808

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

33. ELADJ-AZZIZ BAMBA BOR DKT. 00265646

Claimant appealed a disqualification of benefits for leaving work voluntarily, 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 CARES Act, and a liability for a non-fraud refund.

34. JESS PEW BOR DKT. 00265373

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

35. SHARON STANLEY BOR DKT. 00290942

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

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS**

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### AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW.

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

1. DAWN RANDAZZO BOR DKT. 00252972

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

2. GERALD OBRZUT BOR DKT. 00265422

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

3. OLIVER CHIRIAC BOR DKT. 00266069

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

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

#### A-6 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW

1. NICHOLAS STALLONE BOR DKT. 00255758

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

2. JULIA FODOR BOR DKT. 00248708

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

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3. LARISSA CORICHI BOR DKT. 00255681

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

4. ELISCO VALENTIN BOR DKT. 00265883

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

5. SHAKILA SIKANDER BOR DKT. 00264324

Claimant appealing 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 CARES Act, and a liability for a non-fraud refund.

6. STACY STAMPONE BOR DKT. 00266022

Employer appealed a decision of the Appeal Tribunal holding no ineligibility for benefits under employed full-time.

7. DEBRA HAGAN BOR DKT. 00266667

Claimant appealed a decision holding a disqualification of benefits for refusing suitable work, an ineligibility of benefits under actively seeking 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 liable for a non-fraud refund.

8. 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.

9. SETH GERSON BOR DKT. 00263413

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

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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-7 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL

1. PATRICIA MARKOWSKI BOR DKT. 00266756

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

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

### A-8 REVERSE DECISIONS FROM THE APPEAL TRIBUNAL

1. REYLI GOMEZ BOR DKT. 00267329

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

2. DAVID NAVARRETE BOR DKT. 00261432

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.

3. LORETTA PULEO BOR DKT. 00265554

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 REVERSE DECISIONS FROM THE APPEAL TRIBUNAL.**

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

**B-1** JAMES HUNDLEY

BOR DKT. 00287357

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

**ACTION: BOARD VOTED TO REVERSE THE DECISION OF THE APPEAL TRIBUNAL AND HOLD NO DISQUALIFICATION OF BENEFITS FOR LEAVING WORK VOLUNTARILY.**