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DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
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Commissioner

BOARD OF REVIEW

MINUTES OF THE REGULAR MEETING OF THE BOARD OF REVIEW MARCH 26, 2025

WILLIAM SCAGLIONE, CHAIRMAN

LISA HART, VICE CHAIRPERSON

ERIC OLSEN, BOARD MEMBER

MARYANN MORAN-SMYTH, EXECUTIVE SECRETARY



BOARD OF
REVIEW

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AD-18.94 (9/23)

BOARD OF REVIEW MEETING OF MARCH 26, 2025

MARCH 26, 2025

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A regular meeting of the Board of Review was held on Wednesday, MARCH 26, 2025, at 10:00 a.m., via conference call, in Trenton, New Jersey

PRESENT: William Scaglione, Chairperson, Lisa Hart, Vice-Chairperson, Eric Olsen, Board Member, Maryann Moran-Smyth, 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 – MARCH 26, 2025 AGENDA

BOARD MINUTES:

Submitted for adoption are the minutes of the March 19, 2025 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE MARCH 26, 2025 BOARD MEETING.

SECTION A – HEARING MATTERS:

A-1 VACATED APPEALS BY THE BOARD OF REVIEW

1. BOR DKT. 00360561 (A.P.)

The claimant's correspondence was erroneously processed as an appeal to the Board of Review.

2. BOR DKT. 00360562 (A.P.)

The claimant's correspondence was erroneously processed as an appeal to the Board of Review.

3. BOR DKT. 00342568 (S.M.)

The employer's correspondence was erroneously processed as an appeal to the Board of Review.

4. BOR DKT. 00346037 (J.M.)

The claimant's correspondence was erroneously processed as an appeal to the Board of Review.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES 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. BOR DKT. 00359343 (A.H.)

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

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2. BOR DKT. 00352258 (W.C.)

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

3. BOR DKT. 00361318 (R.F.)

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

4. BOR DKT. 00350117 (K.N.)

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

5. BOR DKT. 00354159 (L.S.)

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

6. BOR DKT. 00342754 (J.T.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant's appeal as late without good cause.

7. BOR DKT. 00039590 (A.S.)

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

8. BOR DKT. 00357971 (G.H.)

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

9. BOR DKT. 00332865 (R.C.)

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

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10. BOR DKT. 00263506 (B.W.)

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

11. BOR DKT. 00349326 (R.O.)

The claimant's appeal was docketed in error as an appeal to the Board of Review.

12. BOR DKT. 00357525 (R.P.)

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

13. BOR DKT. 00352531 (A.D.)

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

14. BOR DKT. 00274472 (S.F.)

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

15. BOR DKT. 00334197 (J.T.)

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

16. BOR DKT. 00343066 (J.U.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund as he was employed with earnings.

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 ISSUES.

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A-3 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW

1. BOR DKT. 00362666 (M.H.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period.

2. BOR DKT. 00358315 (V.T.)

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

3. BOR DKT. 00385840 (P.K.)

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

4. BOR DKT. 00337265 (V.M.)

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

5. BOR DKT. 00359579 (C.S.)

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

6. BOR DKT. 00359113 (G.H.)

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

7. BOR DKT. 00363334 (L.F.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period.

8. BOR DKT. 00341322 (L.B.)

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

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9. BOR DKT. 00342164 (T.R.)

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

10. BOR DKT. 00346253 (M.U.)

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

11. BOR DKT. 00360260 (R.S.)

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

12. BOR DKT. 00360545 (A.B.)

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

13. BOR DKT. 00362973 (D.K.)

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

14. BOR DKT. 00353167 (M.G.)

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

15. BOR DKT. 00359102 (T.D.)

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

16. BOR DKT. 00365934 (A.F.V.)

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

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17. BOR DKT. 00344532 (C.M.)

Claimant appealed the decision of the Appeal Tribunal dismissing the matter for failure to file the appeal within the statutory time period under the amended timeliness law.

18. BOR DKT. 00346760 (C.B.)

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

19. BOR DKT. 00359504 (L.P.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as the appellant failed to file within the statutory period.

20. BOR DKT. 00338878 (B.F.)

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

21. BOR DKT. 00342746 (R.H.)

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

22. BOR DKT. 00343516 (J.R.)

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

23. BOR DKT. 00361420 (B.E.)

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

24. BOR DKT. 00353793 (J.H.)

Claimant appealed a decision of the Appeal Tribunal holding disqualification due to willful misrepresentation, liability for fines, and remanding a refund liability for recalculation.

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25. BOR DKT. 00353798 (J.H.)

Claimant appealed a decision of the Appeal Tribunal holding disqualification due to willful misrepresentation, liability for fines, and remanding a refund liability for recalculation.

26. BOR DKT. 00357334 (C.B.)

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

27. BOR DKT. 00354714 (J.L.)

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits, liability for a non-fraud refund and not unemployed based on being a corporate officer.

28. BOR DKT. 00364742 (D.G.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits for failure to meet reporting requirements in accordance with Division regulations.

29. BOR DKT. 00345892 (J.R.)

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

30. BOR DKT. 00332380 (A.D.)

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

31. BOR DKT. 00353433 (M.G.)

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

32. BOR DKT. 00354318 (C.C.)

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

BOARD OF REVIEW MEETING – MARCH 26, 2025 AGENDA

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

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

1. BOR DKT. 00332346 (M.L.A.)

The claimant appealed a decision of the Appeal Tribunal holding a disqualification due to willful misrepresentation, a liability for fines, and a refund liability.

2. BOR DKT. 00332348 (M.L.A.)

The claimant appealed a decision of the Appeal Tribunal holding a disqualification due to willful misrepresentation, a liability for fines, and a refund liability.

3. BOR DKT. 00352736 (T.B.)

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

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

A-5 REOPENED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL BY THE BOARD OF REVIEW

1. BOR DKT. 00338141 (A.B.)

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

2. BOR DKT. 00306590 (F.B.)

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

BOARD OF REVIEW MEETING – MARCH 26, 2025 AGENDA

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS REOPENED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL.

A-5 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00345087 (A.M.)

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

2. BOR DKT. 00341272 (H.H.)

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

3. BOR DKT. 00360884 (K.K.)

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

4. BOR DKT. 00340526 (S.J.)

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

5. BOR DKT. 00345102 (I.G.)

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

6. BOR DKT. 00349318 (L.U.)

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

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7. BOR DKT. 00358397 (C.F.)

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

8. BOR DKT. 00371475 (R.B.)

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

9. BOR DKT. 00375293 (R.B.)

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for benefits for refusing suitable work.

10. BOR DKT. 00343419 (R.D.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily without good cause attributable to the work or for being discharged for misconduct connected with the work.

11. BOR DKT. 00342507 (S.D.)

Deputy and the claimant appealed a decision of the Appeal Tribunal modifying the refund classification to non-fraud and holding the claimant not disqualified for benefits for one year.

12. BOR DKT. 00280796 (C.S.)

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

13. BOR DKT. 00385915 (B.C.)

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

14. BOR DKT. 00346201 (C.K.)

Claimant appealed the decision of the Appeal Tribunal which held the claimant disqualified for benefits due to a duplication of benefits, paid beyond the date of recovery, and holding the claimant liable for a non-fraud refund.

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15. BOR DKT. 00359478 (J.A.)

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

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

A-6 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL

1. BOR DKT. 00340220 (M.B.)

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 A REVERSED AND REMANDED DECISION TO THE APPEAL TRIBUNAL OR DEPUTY.

A-7 REVERSED DECISIONS OF THE APPEAL TRIBUNAL AND/OR THE DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00362415 (K.K.)

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

2. BOR DKT. 00360532 (T.J.)

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

3. BOR DKT. 00347734 (R.P.)

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

BOARD OF REVIEW MEETING – MARCH 26, 2025 AGENDA

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