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DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
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ROBERT ASARO-ANGELO
Commissioner

BOARD OF REVIEW

MINUTES OF THE REGULAR MEETING OF THE BOARD OF REVIEW APRIL 9, 2025

WILLIAM SCAGLIONE, CHAIRMAN

LISA HART, VICE CHAIRPERSON

ERIC OLSEN, BOARD MEMBER

MARYANN MORAN-SMYTH, EXECUTIVE SECRETARY



BOARD OF
REVIEW

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BOARD OF REVIEW MEETING OF APRIL 9, 2025

APRIL 9, 2025

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A regular meeting of the Board of Review was held on Wednesday, APRIL 9, 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 MINUTES – APRIL 9, 2025 MEETING

BOARD MINUTES:

Submitted for adoption are the minutes of the April 2, 2025 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE APRIL 09, 2025 BOARD MEETING.

SECTION A – HEARING MATTERS:

A-1 VACATED APPEALS BY THE BOARD OF REVIEW (1 ITEM)

1. BOR DKT. 00332777 (G.G.)

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A VACATED APPEAL BY THE BOARD OF REVIEW.

A-2 DISMISSED APPEALS BY THE BOARD OF REVIEW DUE TO UNTIMELY FILING OR FOR NON-JUSTICIABLE APPEAL ISSUE (22 ITEMS)

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

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

2. BOR DKT. 00358090 (E.M.)

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

3. BOR DKT. 00365359 (M.M.M.)

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

4. BOR DKT. 00366234 (L.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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5. BOR DKT. 00357667 (S.A.)

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

6. BOR DKT. 00352649 (Y.M.P.)

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

7. BOR DKT. 00237963 (K.C.)

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

8. BOR DKT. 00345267 (J.W.)

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

9. BOR DKT. 00291046 (E.I.)

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

10. BOR DKT. 00264672 (A.G.)

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

11. BOR DKT. 00256610 (L.R.)

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

12. BOR DKT. 00334073 (D.E.)

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

13. BOR DKT. 00327104 (U.R.)

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

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14. BOR DKT. 00260802 (E.Z.)

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

15. BOR DKT. 00199994 (M.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.

16. BOR DKT. 00352636 (J.C.)

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

17. BOR DKT. 00351384 (K.H.)

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

18. BOR DKT. 00368370 (P.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 and a liability for a non-fraud refund.

19. BOR DKT. 00347428 (H.H.)

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

20. BOR DKT. 00239334 (R.A.)

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

21. BOR DKT. 00354238 (T.S.)

The claimant appealed the decision of the Appeal Tribunal withdrawing the appeal per the claimant's request.

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22. BOR DKT. 00368334 (K.L.)

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 subsequent weeks and wages were insufficient to remove the disqualification.

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.

A-3 DENIAL OF REOPENING REQUESTS TO THE BOARD OF REVIEW (2 ITEMS)

1. BOR DKT. 00357079 (M.L.)

Claimant is requesting a reopening of the Board of Review's decision, affirming the Appeal Tribunal's decision which denied the claimant's request for a pre-date of the unemployment claim.

2. BOR DKT. 00353979 (S.D.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision holding a disqualification for benefits for misconduct connected with the work.

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

A-4 REOPENED BOARD OF REVIEW APPEALS (3 ITEMS)

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

The claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision holding disqualification due to willful misrepresentation, liability for fines, and remanding a refund liability for recalculation.

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

The claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision holding disqualification due to willful

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misrepresentation, liability for fines, and remanding a refund liability for recalculation.

3. BOR DKT. 00301108 (T.H.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal's decision holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work.

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

A-5 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW (48 ITEMS)

1. BOR DKT. 00350156 (E.T.)

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. 00362204 (S.D.)

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

3. BOR DKT. 00386357 (J.G.)

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

4. BOR DKT. 00356406 (A.M.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.

5. BOR DKT. 00346689 (C.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.

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6. BOR DKT. 00346839 (A.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.

7. BOR DKT. 00358242 (J.H.)

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

8. BOR DKT. 00366357 (G.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 and a liability for a non-fraud refund.

9. BOR DKT. 00357583 (P.J.)

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

10. BOR DKT. 00332180 (H.L.)

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

11. BOR DKT. 00356109 (R.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.

12. BOR DKT. 00338376 (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.

13. BOR DKT. 00360070 (G.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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14. BOR DKT. 00358825 (M.C.)

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.

15. BOR DKT. 00346327 (E.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.

16. BOR DKT. 00339019 (C.K.)

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

17. BOR DKT. 00387450 (S.J.)

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

18. BOR DKT. 00387449 (S.J.)

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

19. BOR DKT. 00355915 (N.R.)

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

20. BOR DKT. 00364763 (E.S.)

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

21. BOR DKT. 00360962 (S.G.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under the Division's reporting requirements.

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22. BOR DKT. 00364059 (J.B.)

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

23. BOR DKT. 00360089 (F.F.)

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal.

24. BOR DKT. 00347640 (S.R.)

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

25. BOR DKT. 00374363 (L.C.)

Claimant appealed the decision of the Appeal Tribunal dismissing the matter as an appeal was not filed within the statutory period.

26. BOR DKT. 00357102 (J.V.)

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. 00362424 (H.P.)

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

28. BOR DKT. 00316755 (J.J.)

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

29. BOR DKT. 00332898 (K.V.)

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

30. BOR DKT. 00355599 (J.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.

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31. BOR DKT. 00336436 (E.P.J.)

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

32. BOR DKT. 00358428 (R.D.)

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

33. BOR DKT. 00361139 (K.F.)

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

34. BOR DKT. 00327011 (K.N.)

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

35. BOR DKT. 00358842 (C.S.)

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

36. BOR DKT. 00358847 (C.S.)

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

37. BOR DKT. 00362466 (S.G.)

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

38. BOR DKT. 00356898 (S.B.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant did not meet reporting requirements.

39. BOR DKT. 00362697 (R.A.)

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

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40. BOR DKT. 00330049 (G.B.J.)

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

41. BOR DKT. 00351185 (J.B.)

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

42. BOR DKT. 00299774 (C.T.)

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

43. BOR DKT. 00369528 (J.D.)

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

44. BOR DKT. 00335090 (C.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.

45. BOR DKT. 00286769 (L.L.)

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

46. BOR DKT. 00352566 (I.T.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund due to no requalifying wages.

47. BOR DKT. 00314373 (B.S.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a fraud refund and disqualification of one year from the date of discovery.

48. BOR DKT. 00314374 (B.S.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a fraud refund and disqualification of one year from the date of discovery.

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

A-6 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW (4 ITEMS)

1. BOR DKT. 00360391 (E.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.

2. BOR DKT. 00361631 (D.D.)

Claimant appealed the decision of the Appeal Tribunal holding a disqualification from benefits for leaving work voluntarily and holding the pension offset academic.

3. BOR DKT. 00307266 (M.F.)

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

4. BOR DKT. 00337041 (T.S.)

Claimant appealed the decision of the Appeal Tribunal ineligible for benefits under availability for work.

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

A-7 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW (20 ITEMS)

1. BOR DKT. 00360738 (A.D.)

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. 00365102 (T.T.)

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

3. BOR DKT. 00341902 (B.G.)

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

4. BOR DKT. 00359915 (N.S.)

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

5. BOR DKT. 00366404 (M.I.)

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

6. BOR DKT. 00360714 (D.B.)

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

7. BOR DKT. 00337854 (A.B.)

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

8. BOR DKT. 00337855 (A.B.)

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

9. BOR DKT. 00348562 (K.K.)

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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10. BOR DKT. 00360093 (C.L.)

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

11. BOR DKT. 00362865 (K.P.)

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

12. BOR DKT. 00336330 (J.M.S.)

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

13. BOR DKT. 00370650 (J.B.)

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

14. BOR DKT. 00293168 (K.S.)

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

15. BOR DKT. 00352846 (W.A.)

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.

16. BOR DKT. 00359792 (P.M.)

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

17. BOR DKT. 00365656 (B.S.)

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

18. BOR DKT. 00356386 (M.E.)

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

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19. BOR DKT. 00362843 (D.B.)

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

20. BOR DKT. 00358308 (K.C.)

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

A-8 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL (2 ITEMS)

1. BOR DKT. 00357696 (T.L.)

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

2. BOR DKT. 00390169 (D.W.)

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 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL.

A-9 REVERSED DECISIONS OF THE APPEAL TRIBUNAL AND/OR THE DEPUTY BY THE BOARD OF REVIEW (3 ITEMS)

1. BOR DKT. 00321002 (J.A.D.)

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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2. BOR DKT. 00365790 (J.Z.)

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. 00361646 (N.E.)

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

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