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State of New Jersey
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
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Commissioner

BOARD OF REVIEW

**MINUTES OF REGULAR MEETING OF
THE BOARD OF REVIEW
JULY 7, 2021**

NANCY HUNT, CHAIRPERSON

WILLIAM SCAGLIONE, VICE-CHAIR

SONIA MATOS, ACTING EXECUTIVE SECRETARY

BOARD OF REVIEW MEETING JULY 7, 2021

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A regular meeting of the Board of Review was held on Wednesday, July 7, 2021 at 10:00 a.m., via conference call, in Trenton, New Jersey

PRESENT: Nancy Hunt, Chairperson, William Scaglione, Vice-Chairperson, Sonia Matos, 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 MINUTES – JULY 7, 2021 MEETING

BOARD MINUTES:

Submitted for adoption are the minutes of the June 23, 2021 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE JUNE 23, 2021, AGENDA MEETING.

OLD BUSINESS:

1. MICHAEL CALABRESE BOR DKT. 00231642

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for benefits for refusing suitable work and a liability to a non-fraud refund. **(This case was modified in the meeting of June 9, 2021. Placed on this agenda for further discussion.)**

ACTION: BOARD VOTED TO MODIFY THE APPEAL TRIBUNAL DECISION UPHOLDING NO DISQUALIFICATION UNDER N.J.S.A. 43:21-5(a) OR N.J.S.A. 43:21-5(c), NO LIABILITY FOR REFUND, ADDING FACTS TO ADDRESS CLAIMANT'S CONTENTIONS AND REFERRING THE MATTER OF PUA TO THE DEPUTY.

2. TIMOTHY NORMET, SR. BOR DKT. 00233412

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. **(This case was affirmed in the meeting of June 23, 2021 with a rewrite to address the claimant's contentions. Placed on this agenda for further discussion.)**

ACTION: BOARD VOTED TO REMAND THIS MATTER TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY CONCERNING COMPANY POLICY.

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

SECTION A – HEARING MATTERS

A-1 WITHDRAWAL OF APPEALS

1. DOROTHY PANICHELLI BOR DKT. 00246796

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

2. TERRILL PETERSON BOR DKT. 00231125

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

ACTION: BOARD VOTED TO APPROVE THE WITHDRAWAL OF THESE APPEALS.

A-2 VACATED APPEALS TO THE BOARD OF REVIEW

1. LEVANSKY PIERRE BOR DKT. 00230660

Employer's letter was erroneously processed as an appeal to a decision of the Appeal Tribunal holding the claimant disqualified for misconduct connected with the work. **(Board voted to move this item from the vacated appeals category to the dismissal category for non-justiciable issue.)**

2. ASMAA HAYEK BOR DKT. 00216668

Claimant's letter was erroneously processed as an appeal to a decision of the Appeal Tribunal.

3. RICHARD BATTISTA BOR DKT. 00236702

Claimant's correspondence was erroneously processed as an appeal to a decision of the Appeal Tribunal which dismissed his appeal as no justiciable issue.

4. RICHARD DALESSANDRO BOR DKT. 00226015

Claimant appealed a decision of the Appeal Tribunal which remanded the claimant's monetary entitlement to the Deputy and the calculation of the refund to the Director.

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

5. CHELSIE CIRZ BOR DKT. 00235754

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms and liable for non-fraud refund.

6. MELEK TOPEL BOR DKT. 00236857

Claimant's letter was erroneously processed as an appeal to the Appeal Tribunal decision dismissing the appeal as late without good cause.

7. NIGEE BROWNMOORE BOR DKT. 00233324

Employer appealed the determination of the Deputy holding no disqualification for benefits for misconduct connected with the work.

8. DATISHA CLAIBORNE BOR DKT. 001949

Claimant did not file an appeal to the Board of Review.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES, 2-8, AS VACATED APPEALS TO THE BOARD OF REVIEW.

A-3 DISMISSALS OF LATE APPEALS OR NON-JUSTICIABLE ISSUE TO THE BOARD OF REVIEW

1. ERICA CARDOZO BOR DKT. 00236257

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.

2. LAUREN BENNETT BOR DKT. 00233600

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

3. SOON KYOUNG KWON BOR DKT. 00212388

Claimant appealed a decision of the Appeal Tribunal holding the claimant filed a timely appeal, no disqualification of benefits for leaving work voluntarily without good cause attributable to the work, and an ineligibility of benefits under ability to work, availability for work, and actively seeking work.

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

4. JOHN MCNULTY BOR DKT. 00213652

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

5. ARIMA SIDDIQUI BOR DKT. 00239305

Claimant appealed a decision of the Appeal Tribunal holding the claimant filed a timely appeal, disqualified for benefits for leaving work voluntarily without good cause attributable to the work, and liable for a non-fraud refund.

6. MEGAN HULTBERG BOR DKT. 00223586

Claimant appealed a decision of the Appeal Tribunal holding the claimant disqualified for benefits for leaving work voluntarily without good cause attributable to the work and ineligible for Pandemic Unemployment Assistance (PUA) benefits.

7. JARED LATANE BOR DKT. 00233729

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

8. MELISSA NAU BOR DKT. 00227934

Claimant appealed a decision of the Appeal Tribunal holding her ineligible for partial unemployment benefits and liable for a non-fraud refund.

9. EUN KIM BOR DKT. 00216065

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.

10. EUN KIM BOR DKT. 00216066

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

11. JOCELYN WADE BOR DKT. 00203751

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

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

12. DAVE BOHNERT

BOR DKT. 00226014

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

13. MARINEL SANTOS

BOR DKT. 00206410

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

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS DISMISSALS OF LATE APPEALS OR NON-JUSTICIABLE ISSUE TO THE BOARD OF REVIEW.

A-4 DENIAL OF REOPENING REQUESTS TO THE BOARD OF REVIEW

1. CARMEN PEREZ CASTILLO

BOR DKT. 00214521

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

2. KENNETH BOHN

BOR DKT. 00223718

Claimant is requesting reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision holding the claimant liable for a non-fraud refund.

3. ANGELA BROKENBORO

BOR DKT. 00228595

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

4. ZENETA CASADO

BOR DKT. 00229661

Claimant is requesting reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision holding the claimant liable for a non-fraud refund.

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

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

A-5 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS

1. YOUSSEF HOSSEIN BOR DKT. 00221755

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.
2. GILBERTA SANTANA BOR DKT. 00232110

Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as late without good cause.
3. JAMES JONES BOR DKT. 00236013

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits and liable for a non-fraud refund.
4. KATHLEEN CONROY BOR DKT. 00236225

Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as late without good cause.
5. BLANCA PEÑA BOR DKT. 00236532

Claimant appealed a decision of the Appeal Tribunal holding her disqualified for regular benefits for leaving work voluntarily without good cause attributable to the work and ineligible for Pandemic Unemployment Assistance (PUA) benefits.
6. DINESH PATEL BOR DKT. 00235755

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for regular benefits under availability for work.
7. REYNA LOPEZ MATIAS BOR DKT. 00233810

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, imposing a denial of Pandemic Unemployment Assistance (PUA), and holding the claimant liable for a non-fraud refund.
8. JENNIFER RODRIGUEZ BOR DKT. 00225494

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 ineligible for benefits under N.J.S.A. 43:21-4(c)(1). The Appeal Tribunal also

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

held the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits under Section 2102(a)(3)(A)(ii)(1) of the Coronavirus Aid, Relief, and Economic Security Act (CARES) Act and liable for a non-fraud refund.

9. NANCY INTRIERI BOR DKT. 00231290

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

10. AMDIA DONOVAN BOR DKT. 00232355

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 not ineligible for benefits under availability.

11. MATTHEW ROSSIN BOR DKT. 00231512

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.

12. ADALGISA TRINIDAD BOR DKT. 00231138

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

13. SHARAE PALMER BOR DKT. 00231915

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.

14. NANCY YANAYACO BOR DKT. 00228933

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

15. MARCUS DELRIO BOR DKT. 00233626

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.

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

16. CRYSTAL MUTTER-ISAMAN

BOR DKT. 00234943

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. GULFEM YAVUZ

BOR DKT. 00232492

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 liable for non-fraud refund.

18. JASMEN WILLIAMS

BOR DKT. 00236166

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

19. KACIA CALVIN

BOR DKT. 00234316

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

20. HEATHER SEXTON

BOR DKT. 00234529

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 liable for a non-fraud refund.

21. MARGARET PISANI

BOR DKT. 00234529

Claimant appealed a decision of the Appeal Tribunal holding a pension reduction.

22. ANDY BITTAR

BOR DKT. 00236474

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

23. VON GORDON

BOR DKT. 00234209

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

24. DANEN PETACCIO

BOR DKT. 00237340

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

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

and an ineligibility for benefits on the ground that the claimant was unable to work.

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

A-6 REVERSALS OF APPEAL TRIBUNAL DECISIONS

1. MADELINE ARITA BOR DKT. 00222745

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

2. RUTH KOKKINAKIS BOR DKT. 00221835

Employer appealed a decision of the Appeal Tribunal holding the claimant not ineligible for benefits as the claimant did not have reasonable assurance of re-employment between terms and remanded the non-fraud refund to the Deputy.

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

A-7 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS

1. JACKLYN SOTO BOR DKT. 00231177

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 liable for non-fraud refund.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A MODIFICATION OF THE APPEAL TRIBUNAL DECISION.

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

A-8 REVERSED AND MODIFIED DECISIONS TO THE BOARD OF REVIEW

1. JAMES SHERMAN BOR DKT. 00237319

Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as late without good cause through a specific period and holding the claimant ineligible for benefits under employed full-time.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS A REVERSED AND MODIFIED DECISION TO THE BOARD OF REVIEW.

A-9 REQUESTS FOR RECONSIDERATION FROM THE SUPERIOR COURT

1. JULY SALAS BOR DKT. 00219456

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

ACTION: BOARD VOTED TO THE REACH OUT TO THE DEPUTY TO ADDRESS ELIGIBILITY FOR PUA.

2. JOSEPH SCHOTT BOR DKT. 00219923

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

ACTION: BOARD VOTED TO REQUEST CASE BACK FROM COURT TO REFER ELIGIBILITY FOR PUA TO THE DEPUTY.

A-10 REOPENED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR THE DEPUTY

1. NICOLE GUZZI BOR DKT. 00225739

Employer requested a reopening of a Board of Review decision which dismissed the appeal as late without good cause.

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A REOPENED AND REMANDED DECISION TO APPEAL TRIBUNAL OR THE DEPUTY.

A-11 MODIFIED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR THE DEPUTY

1. SHARYELIX VARGAS RIVERA **BOR DKT. 00234521**

Claimant appealed a decision of the Appeal Tribunal holding claimant filed a timely appeal, ineligible for benefits under availability for work, and liable for a non-fraud refund.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A MODIFIED AND REMANDED DECISION TO APPEAL TRIBUNAL OR THE DEPUTY.

A-12 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY

1. GIALAIANI CARACCILO **BOR DKT. 00234928**

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. KAYLA LEE **BOR DKT. 00240879**

Claimant appealed a decision of the Appeal Tribunal dismissing as late her appeal on her ineligibility for Pandemic Unemployment Assistance (PUA) benefits, and holding her liable for a non-fraud refund.

3. MARILYN DIPAOLO **BOR DKT. 00218437**

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

4. JUANA TEJADA **BOR DKT. 00239681**

Employer appealed a decision of the Appeal Tribunal holding the claimant filed a late appeal with good cause, not disqualified for benefits for leaving work voluntarily without good cause attributable to the work, and not liable for a non-fraud refund.

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

5. TIFFANY MCDOWELL BOR DKT. 00217151

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

6. EDY HAZOURY BOR DKT. 00219166

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

7. AHMED ABOELHASAN BOR DKT. 00225122

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

8. BHAVNABAHEIN LAPSIWALA BOR DKT. 00231422

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

9. DENISE KARAJZ BOR DKT. 00231728

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 refund liability.

10. RAYMOND DILLON BOR DKT. 00232505

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

11. LORENA SALAZAR BOR DKT. 00231722

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 for misconduct connected with the work.

12. RIVKA SZAFRANSKI BOR DKT. 00230895

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

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

13. OSCAR NIEVES

BOR DKT. 00234098

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 disqualification for benefits for misconduct connected with the work.

14. FLORETTA AUSTIN JONAS

BOR DKT. 00234541

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

15. GABRIELLA MONTEIRO

BOR DKT. 00232018

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

16. ELAINE MAITLAND

BOR DKT. 00235572

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

17. DENISE NOBLE

BOR DKT. 00224686

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 not liable for a non-fraud refund.

18. JAY BECKMAN

BOR DKT. 00233726

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

19. KENNETH THOMPSON

BOR DKT. 00230160

Claimant appealed a decision of the Appeal Tribunal holding the claimant not unemployed, disqualified for benefits for leaving work voluntarily without good cause attributable to the work, and liable for a non-fraud refund.

20. TAKAKO MYAZAKI

BOR DKT. 00234677

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

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

21. HENRI KAFTIRANI BOR DKT. 00235529

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

22. YESENIA BERROSPI GLORIA BOR DKT. 00235604

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.

23. MICHAEL CONTE BOR DKT. 00235486

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 for misconduct connected with the work.

24. JASMINE BELL BOR DKT. 00237368

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

25. COURTNEY PANTELLA BOR DKT. 00234917

Claimant appealed the decision of the Appeal Tribunal holding the claimant not unemployed and liable for an agency refund.

26. TERRY BENJAMIN BOR DKT. 00234487

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

27. MARTHA WILLIS BOR DKT. 00226404

Employer appealed a decision of the Appeal Tribunal which held the claimant not disqualified for benefits for leaving work voluntarily without good cause attributable to such work.

28. LANAY OLIVER BOR DKT. 00234466

Claimant appealed a decision of the Appeal Tribunal holding the claimant not unemployed, disqualified for benefits for leaving work voluntarily without good cause attributable to the work, and liable for a non-fraud refund.

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

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

A-13 AFFIRMED AND REMANDED APPEALS TO THE APPEAL TRIBUNAL

1. ALEXANDRA OCAMPO BOR DKT. 00232951

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 liability for a non-fraud refund.

2. JOSEPH WOODWARD BOR DKT. 00234185

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits for reporting requirements and not unemployed.

3. HASNA HOMAIL BOR DKT. 00234276

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

4. MARDELIN DISLA BOR DKT. 00234298

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, liable for non-fraud refund and dismissed the appeal as late without good cause through the date the determination was mailed.

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

SECTION B - MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

- B-1 KEDIECIA MALCOLM BOR DKT. 00237134

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 benefits under availability for work and active search for work, and a liability for a non-fraud refund. (**Appellate Specialist Zola**)

ACTION: BOARD VOTED TO TABLE THIS MATTER TO A FUTURE AGENDA.

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

B-2 JOE DEGREGORIO BOR DKT. 00235191

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, 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 liable for non-fraud refund. (**Appellate Specialist Alverio**)

ACTION: BOARD VOTED TO REVERSE THE APPEAL TRIBUNAL DECISION IN FAVOR OF ELIGIBILITY FOR REGULAR UNEMPLOYMENT BENEFITS.

B-3 GAYLE SIMONETTI BOR DKT. 00234357

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause. (**Appellate Specialist Alverio**)

ACTION: BOARD VOTED TO TABLE THIS CASE TO A FUTURE AGENDA.

B-4 MALAK ELIAS BOR DKT. 00235329

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 non-fraud refund. (**Appellate Specialist Alverio**)

ACTION: BOARD VOTED TO REMAND THIS MATTER TO THE APPEAL TRIBUNAL TO REVIEW ALL QUALIFYING REASONS UNDER THE CARES ACT.

B-5 ASHLEY JESKEY BOR DKT. 00235359

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. (**Appellate Specialist Jackson**)

ACTION: BOARD VOTED TO MODIFY THE APPEAL TRIBUNAL DECISION TO CONVERT THE CLAIM TO A PUA CLAIM

BOARD OF REVIEW MINUTES – JULY 7, 2021 MEETING

**FROM APRIL THROUGH SEPTEMBER AND REVERT TO
A REGULAR UI CLAIM FOR LATER PERIODS.**

B-6 BARBARA MAHON

BOR DKT. 00233421

Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits for refusing suitable work. (**Appellate Specialist Zola**)

**ACTION: BOARD VOTED TO REVERSE THE APPEAL TRIBUNAL
DECISION HOLDING A DISQUALIFICATION UNDER
N.J.S.A. 43:21-5(c).**