



PHILIP D. MURPHY  
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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  
OCTOBER 13, 2021**

**NANCY HUNT, CHAIRPERSON**

**WILLIAM SCAGLIONE, VICE-CHAIR**

**ANDREA JACKSON, ACTING EXECUTIVE SECRETARY**

**BOARD OF REVIEW MEETING OCTOBER 13, 2021**

**OCTOBER 13, 2021**

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**A regular meeting of the Board of Review was held on Wednesday, October 13, 2021 at 10:00 a.m., via conference call, in Trenton, New Jersey**

**PRESENT: Nancy Hunt, Chairperson, William Scaglione, Vice-Chairperson, Andrea Jackson, 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 – OCTOBER 13, 2021 MEETING

### BOARD MINUTES:

Submitted for adoption are the minutes of the September 29, 2021 Board meeting.

**ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE SEPTEMBER 29, 2021 BOARD MEETING.**

### OLD BUSINESS:

**1. IAN MCLAY** **BOR DKT. 00238800**

Claimant appealed a decision of the Appeal Tribunal holding the claimant 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 C.A.R.E.S. Act and liability for a non-fraud refund. **(This case was tabled in the meeting of September 29, 2021 for further review of additional information submitted by the claimant's attorney.)**

**ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY.**

**2. YULY LENIS** **BOR DKT. 00241738**

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work and liable for a non-fraud refund. **(This case was tabled in the meeting of September 29, 2021 for further review of Division records.)**

**ACTION: BOARD VOTED TO AFFIRM THE DECISION OF THE APPEAL TRIBUNAL WITH AN ADDITIONAL STATEMENT REGARDING THE DEPUTY'S RE-DETERMINATION.**

**3. CHANTALAE CLOUD** **BOR DKT. 00238295**

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and imposing a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons. **(This case was tabled in the**

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meeting of September 1, 2021 to send correspondence to the claimant to determine why the claimant failed to register to participate in the hearing.)

**ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL TO GIVE THE CLAIMANT ANOTHER OPPORTUNITY TO REGISTER AND PARTICIPATE IN A HEARING.**

### SECTION A – HEARING MATTERS

#### **A-1 VACATED APPEALS TO THE BOARD OF REVIEW**

1. SAMANTHA DUPREY BOR DKT. 00201367

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

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

#### **A-2 DISMISSALS OF LATE APPEALS OR NON-JUSTICIABLE ISSUES TO THE BOARD OF REVIEW**

1. CAROLYN BATTAGLIA BOR DKT. 00202389

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

2. NOSIRAT KAREEM BOR DKT. 00230427

Claimant appealed a decision of the Appeal Tribunal denying a request that the decision dismissing the appeal be vacated.

3. TIFFANY WALKER BOR DKT. 00238306

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under reasonable assurance and a liability to a non-fraud refund.

4. MICHAEL MOHRLE BOR DKT. 00226380

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

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5. ARKEEMO MATOS BOR DKT. 00211592

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

6. CHERYL WEDDINGTON BOR DKT. 00241113

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.

7. JENNIFER RAMPOLLA BOR DKT. 00225464

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

8. NAQUEE TAYLOR BOR DKT. 00241186

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 not ineligible for Pandemic Unemployment Assistance (PUA) benefits.

9. JAYNA GATHERS BOR DKT. 00219347

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

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

### A-3 DENIAL OF REOPENING REQUESTS TO THE BOARD OF REVIEW

1. WAYNE TAGLIABOSCHI BOR DKT. 00034625

Claimant is requesting reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision denying the claimant's request for a waiver of a refund.

2. WILLIAM DEROBERTS BOR DKT. 00234187

Claimant is requesting reconsideration of the Board of Review's decision affirming the Appeal Tribunal's decision which held the claimant ineligible for Extended Benefits (EB) as the claimant did not establish twenty base weeks nor earn forty times the weekly benefit rate.

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

### A-4 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS

**1. MIKE BRANDSDORFER** **BOR DKT. 00229717**

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

**2. MIKE BRANDSDORFER** **BOR DKT. 00229720**

Deputy appealed the decision of the Appeal Tribunal holding the claimant not ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was due to one of the COVID-19 related reasons.

**3. NICOLAS CAVALLARO** **BOR DKT. 00240179**

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 dismissing the claimant's availability for work as academic as a voluntary leaving disqualification was still in effect.

**4. MILTON PEÑA** **BOR DKT. 00239915**

Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily, and the claimant was not liable for a non-fraud refund.

**5. ALEXUS CLARK** **BOR DKT. 00206880**

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

**6. LAWRENCE NWUDE** **BOR DKT. 00241890**

Claimant appealed 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 for a non-fraud refund.

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### 7. JENNIFER SIMATOS

BOR DKT. 00242163

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

### 8. DASOM OH

BOR DKT. 00242815

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 a non-fraud refund.

### 9. NICOLE SCHWARTZBAD

BOR DKT. 00242401

Employer appealed the decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily without good cause attributable to the work, no disqualification of benefits for refusing suitable work, the claimant eligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was due to one of the COVID-19 related reasons, and the claimant not liable for a non-fraud refund. **(Board voted to table this case for further review).**

### 10. TERRACE LAKE

BOR DKT. 00243369

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.

### 11. ERIC POOLER

BOR DKT. 00241814

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.

### 12. JENNIFER PETRISKO

BOR DKT. 00242117

Claimant appealed 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 for a non-fraud refund. **(Board voted to table this case for further review).**

### 13. DAVIAN KNOTT

BOR DKT. 00243190

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

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### 14. DIANE HAZA

BOR DKT. 00242209

Employer appealed the decision of the Appeal Tribunal holding the claimant not unemployed, and liable for a non-fraud refund. **(Board voted to table this case for further review).**

### 15. THOMAS PREISNER

BOR DKT. 00243553

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

### 16. EDISON FELIZ

BOR DKT. 00243173

Claimant appealed 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 liable for refund.

### 17. CARLOS AGUILAR

BOR DKT. 00243346

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, and ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons.

### 18. JOYCE FIERSTAT

BOR DKT. 00243600

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, and ineligible for Pandemic Unemployment Assistance (PUA).

### 19. SAMANTHA LOUIS

BOR DKT. 00243943

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

### 20. JEAN DESTINE

BOR DKT. 00243563

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.



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**21. THELMA BRIDGES**

BOR DKT. 00244686

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

**22. SHANI SIMMONS**

BOR DKT. 00233418

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

**23. RABIAH HOGANS**

BOR DKT. 00225751

Claimant appealed a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant's unemployment was not due to one of the COVID-19 related reasons.

**24. JEANETTE COLEMAN**

BOR DKT. 00238479

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

**25. ELLIOTT SCOTT**

BOR DKT. 00218860

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under employed full-time.

**26. JACQUELINE CURCIO**

BOR DKT. 00241515

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.

**27. KENNETH DURUJI**

BOR DKT. 00242310

Claimant appealed the decision of the Appeal Tribunal holding an ineligibility for Extended Benefits as the claimant did not establish 20 base week or earn 40 times the weekly benefit rate during the base year period on the claim.

**28. JAGER IEMMELLO**

BOR DKT. 00242608

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

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**29. MAHA TADROUS**

BOR DKT. 00243365

Claimant appealed the decision of the Appeal Tribunal disputing the monetary entitlement on a valid claim.

**30. CSAKYEII WILLIAMS**

BOR DKT. 00243679

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, imposing a denial for Pandemic Unemployment Assistance (PUA), and a liability for a non-fraud refund.

**31. JOYCE ICE**

BOR DKT. 00235279

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

**32. MONICA FRANCOIS**

BOR DKT. 00244549

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

**33. ROBERTO CARNERO**

BOR DKT. 00244970

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

**34. SUSAN JACOBI**

BOR DKT. 00244980

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

**35. JACOB AUGENSTEIN**

BOR DKT. 00243585

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under employed full-time and a liability for a non-fraud refund.

**36. LISA RAMOS**

BOR DKT. 00244350

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 non-fraud refund.

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**37. ALEXSANDRA HICKMAN**

BOR DKT. 00243767

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

**38. GREGORIO VELAZQUEZ**

BOR DKT. 00244266

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

**39. RUTH GAMBERALE**

BOR DKT. 00244284

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.

**40. PATRICIA TROPEA**

BOR DKT. 00235005

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

**41. THEODORE STURM, JR.**

BOR DKT. 00221814

Claimant appealed a decision of the Appeal Tribunal holding a disqualification for leaving work voluntarily without good cause attributable to the work, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a non-fraud refund.

**42. KEVIN PEPITONE**

BOR DKT. 00242853

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

**43. PHILIP BRINDLEY**

BOR DKT. 00241248

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 liable for a non-fraud refund.

**44. VIKTORIYA SUSKO**

BOR DKT. 00237461

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits in New Jersey

## BOARD OF REVIEW MINUTES – OCTOBER 13, 2021 MEETING

from 07/05/20 on the ground that the claimant had benefit entitlement in the State of New York and liable for a non-fraud refund.

**ACTION: BOARD VOTED TO ACCEPT THE REMAINING 41 CASES AS AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS.**

### A-5 AFFIRMED AND REVERSED DECISIONS TO THE BOARD OF REVIEW

**1. JAY MEYERS** BOR DKT. 00229499

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.

**2. AMANDA SCHULTZ** BOR DKT. 00244736

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 non-fraud refund.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMED AND REVERSED DECISIONS TO THE BOARD OF REVIEW.**

### A-6 AFFIRMED AND MODIFIED DECISIONS TO THE BOARD OF REVIEW

**1. GARIBALDY VICTORIO** BOR DKT. 00239118

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 liable for a non-fraud refund.

**2. JANCEY VALLE** BOR DKT. 00244718

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

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### 3. KATHERYN PEREZ BOR DKT. 00243397

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 refund.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMED AND MODIFIED DECISIONS TO THE BOARD OF REVIEW.**

#### A-7 REVERSALS OF APPEAL TRIBUNAL DECISIONS

### 1. SHIAM HAZARI BOR DKT. 00237366

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant may be eligible for unemployment benefits in another State and liability for non-fraud refund.

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

#### A-8 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS

### 1. MARIA POLANCO BOR DKT. 00232704

Claimant appealed a 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 under the CARES Act, and liable for a non-fraud refund.

### 2. MARIZOIL DELOSSANTOS BOR DKT. 00243425

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, imposing an ineligibility for Pandemic Unemployment Assistance and a liability to a non-fraud refund.

### 3. JESSICA JOHNSON BOR DKT. 00240890

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

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4. SUSAN LEONARD

BOR DKT. 00239952

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

5. CANDIDA LANTIGUA

BOR DKT. 00239248

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

6. KATHERINE ALMONTE

BOR DKT. 00237975

Claimant appealed a decision of the Appeal Tribunal holding the claimant eligible for Pandemic Unemployment Assistance (PUA) benefits.

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

### A-9 REQUESTS FOR RECONSIDERATION FROM THE SUPERIOR COURT

1. MAYLIN FELIZ

BOR DKT. 00210996

Superior Court remanded the matter of the claimant's separation for additional testimony.

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A REMAND FROM THE SUPERIOR COURT.**

2. CINDY DEFORGE

BOR DKT. 00217190

Claimant appealed the Appeal Tribunal decision holding the unemployment claim valid with a weekly benefit rate of \$263.00.

**ACTION: BOARD VOTED TO REQUEST THIS CASE BACK FROM THE SUPERIOR COURT IN ORDER TO REMAND THE**

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### MATTER TO THE APPEAL TRIBUNAL FOR ADDITIONAL TESTIMONY.

#### A-10 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY

1. MARIUSZ DABROWSKI BOR DKT. 00231119

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

2. KOFI ADDO BOR DKT. 00239483

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

3. PAMELA WAEHLER BOR DKT. 00238035

Claimant appealed the Appeal Tribunal decision holding the regular unemployment claim invalid, imposing an ineligibility for Pandemic Unemployment Assistance (PUA), and a liability to a non-fraud refund.

4. ELVIA VARGAS BOR DKT. 00241825

Claimant appealed a decision of the Appeal Tribunal holding the unemployment claim invalid, the Pandemic Unemployment Assistance (PUA) claim invalid, and liable for a non-fraud refund.

5. JOHN MALMENDIER BOR DKT. 00238400

Claimant appealed the Appeal Tribunal decision holding the unemployment claim valid with a weekly benefit rate of \$541.00.

6. MONALISA BENBOW BOR DKT. 00241675

Claimant appealed 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 for a non-fraud refund.

7. TUHINARA TUFU BOR DKT. 00242086

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, an ineligibility for Pandemic Unemployment Assistance and a liability to a non-fraud refund.

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**8. TERRENCE HICKEY** BOR DKT. 00242247

Claimant appealed 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 for a non-fraud refund.

**9. DEENA SLAIN** BOR DKT. 00243337

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

**10. GABRIELLA DAVID** BOR DKT. 00242741

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under employed full time and a liability to a refund.

**11. ROSA PEREZ** BOR DKT. 00242249

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.

**12. SONIA PEREZ** BOR DKT. 00243435

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

**13. MINSOON LEE** BOR DKT. 00244360

Claimant appealed a decision of the Appeal Tribunal holding a liability to a refund.

**14. EWA MULARCZYK** BOR DKT. 00240189

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

**15. ADRIENNE CARTER** BOR DKT. 00243677

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



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**16. DUGLAS AMAYA**

BOR DKT. 00243046

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

**17. JOSEPH FONTANA**

BOR DKT. 00239535

Claimant appealed the decision of the Appeal Tribunal holding an ineligibility for Extended Benefits as the claimant did not establish 20 base week or earn 40 times the weekly benefit rate during the base year period on the claim.

**18. DANA TERHUNE**

BOR DKT. 00240432

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

**19. MAUREEN BALAWICH**

BOR DKT. 00240894

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

**20. FATME ORDOÑEZ GUAMAN**

BOR DKT. 00241125

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

**21. PALOMA HERNANDEZ**

BOR DKT. 00241735

Claimant appealed a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant may be entitled to regular unemployment benefits in another state and a liability for a non-fraud refund.

**22. MICHAEL BIANCHI**

BOR DKT. 00235477

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 for a non-fraud refund.

**23. ZANIYA WILLIAMS**

BOR DKT. 00242158

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.

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### 24. NOEL THOMAS SOTO

BOR DKT. 00242326

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

### 25. RITU LUTHRA

BOR DKT. 00240337

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 for non-fraud refund.

### 26. NAIDAA AHMED

BOR DKT. 00242912

Claimant appealed the decision of the Appeal Tribunal holding the claimant not unemployed from June 14, 2020 through December 18, 2020, ineligible for benefits under availability for work from June 14, 2020 through July 11, 2020, ineligible for benefits under ability to work from September 24, 2020 through March 20, 2021, ineligible for benefits from September 20, 2020 through September 23, 2020 as there were less than 7 eligible calendar days, a denial of Pandemic Unemployment Assistance (PUA) benefits from June 14, 2020 through March 20, 2021, as the claimant's unemployment was not due to one of the COVID-19 related reasons, and liable for an agency refund.

### 27. DAINY TAPIA

BOR DKT. 00239660

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

### 28. THOMAS PANDORF

BOR DKT. 00243542

Claimant appealed 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 liable for refund.

### 29. MARIO BLANCO

BOR DKT. 00243923

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

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### 30. FRANCISCO CRUZ

BOR DKT. 00244140

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

### 31. HAMINGIA RODAS

BOR DKT. 00230804

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 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY.**

## A-11 REVERSED AND REMANDED APPEALS TO THE APPEAL TRIBUNAL

### 1. DAVID YOUNG

BOR DKT. 00241355

Claimant appealed a decision of the Appeal Tribunal holding the claimant 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 C.A.R.E.S. Act and liability for a non-fraud refund.

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

## A-12 AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL

### 1. ALONI LEE

BOR DKT. 00235915

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 non-fraud refund.

### 2. FELICIA VARGAS

BOR DKT. 00242676

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.

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3. CURTIS POWELL BOR DKT. 00242018

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 liability for a non-fraud refund.

4. SANDY SANTIAGO BOR DKT. 00242277

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 from June 28, 2020, as the claimant's unemployment was not due to one of the COVID-19 related reasons and a liability to a non-fraud refund.

5. MAGGIE COTTER BOR DKT. 00239251

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

6. GIOVANNY UTRERAS BOR DKT. 00225858

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, ineligibility of 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 identified under the C.A.R.E.S. Act, and liability for a non-fraud refund.

7. CATRINA YOUNGBLOOD BOR DKT. 00234024

Claimant appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily as the claimant had tolled the disqualification with Employer #2, ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant qualified for unemployment benefits, and claimant liable for a non-fraud refund.

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

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### A-13 MODIFIED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL

1. VINCENT BUTTI

BOR DKT. 00242801

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, ineligible for Pandemic Unemployment Assistance (PUA) and liable for a non-fraud refund. Assistance (PUA) benefits as the claimant qualified for unemployment benefits, and claimant liable for a non-fraud refund.

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

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

B-1 HAROLD KRAMER

BOR DKT. 00242560

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund. (**Appellate Specialist Jackson**)

**ACTION: BOARD VOTED TO TABLE THIS CASE TO CONTACT THE DEPUTY TO ADJUDICATE THE CLAIMANT'S ENTITLEMENT TO PANDEMIC UNEMPLOYMENT ASSISTANCE (PUA) BENEFITS ON THE CLAIM DATED MARCH 15, 2020.**

B-2 GERARD SHANAHAN

BOR DKT. 00243247

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant may be eligible for unemployment benefits in another State and liability for a non-fraud refund. (**Appellate Specialist Alverio**)

**ACTION: BOARD VOTED TO REVERSE THE DECISION OF THE APPEAL TRIBUNAL AND HOLD THE CLAIMANT ELIGIBLE FOR PANDEMIC UNEMPLOYMENT ASSISTANCE (PUA) BENEFITS AND NOT LIABLE FOR A NON-FRAUD REFUND.**

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**B-3** MARK CONSTABLE

BOR DKT. 00242194

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant may be eligible for unemployment benefits in another State and liability for a non-fraud refund. (**Appellate Specialist Alverio**)

**ACTION: BOARD VOTED TO REVERSE THE DECISION OF THE APPEAL TRIBUNAL AND HOLD THE CLAIMANT ELIGIBLE FOR PANDEMIC UNEMPLOYMENT ASSISTANCE (PUA) BENEFITS AND NOT LIABLE FOR A NON-FRAUD REFUND.**

**B-4** MOHAMMED HUSSAIN

BOR DKT. 00236271

Claimant appealed 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 liable for an agency refund. (**Appellate Specialist Jackson**)

**ACTION: BOARD VOTED TO REVERSE THE DECISION OF THE APPEAL TRIBUNAL AND HOLD THE CLAIMANT ELIGIBLE FOR PANDEMIC UNEMPLOYMENT ASSISTANCE (PUA) BENEFITS AND NOT LIABLE FOR AN AGENCY REFUND.**

**B-5** JOHN WALSH

BOR DKT. 00244042

Employer appealed the decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily without good cause attributable to the work. (**Appellate Specialist Jackson**)

**ACTION: BOARD VOTED TO AFFIRM THE DECISION OF THE APPEAL TRIBUNAL.**

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**B-6** ANA MARIA ALBORNOZ BOR DKT. 00227212

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

**ACTION: BOARD VOTED TO TABLE THIS CASE TO SEND A LETTER TO THE CLAIMANT REGARDING THE REASON THE CLAIMANT FAILED TO REGISTER AND PARTICIPATE IN THE REMANDED HEARING.**

**B-7** SAMANTHA O'BRIEN BOR DKT. 00245118

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: BOARD VOTED TO AFFIRM THE DECISION OF THE APPEAL TRIBUNAL WITH ADDITIONAL STATEMENTS REGARDING THE MEDICAL EVIDENCE SUBMITTED FROM THE CLAIMANT AND THE REASON FOR THE DISQUALIFICATION.**

**B-8** EMANUEL DEVALLE BOR DKT. 00242701

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

**ACTION: BOARD VOTED TO REVERSE THE DECISION OF THE APPEAL TRIBUNAL WITH RESPECT TO THE TIMELINESS OF THE APPEAL, AND TO REMAND THE MATTER OF WHETHER THE CLAIMANT IS LIABLE FOR A NON-FRAUD REFUND.**