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## State of New Jersey

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT  
P.O. BOX 937, TRENTON, NEW JERSEY 08625-0937

ROBERT ASARO-ANGELO  
*Commissioner*

### BOARD OF REVIEW

#### MINUTES OF THE REGULAR MEETING OF THE BOARD OF REVIEW DECEMBER 11, 2024

WILLIAM SCAGLIONE, CHAIRMAN

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 DECEMBER 11, 2024**

**DECEMBER 11, 2024**

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**A regular meeting of the Board of Review was held on Wednesday, DECEMBER 11, 2024, at 10:00 a.m., via conference call, in Trenton, New Jersey**

**PRESENT: William Scaglione, 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 – DECEMBER 11, 2024 MEETING**

### **BOARD MINUTES:**

Submitted for adoption are the minutes of the December 4, 2024 Board meeting.

**ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE DECEMBER 4, 2024 BOARD MEETING.**

### **SECTION A – HEARING MATTERS:**

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

**1. BOR DKT. 00346728 (D.S.)**

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

**2. BOR DKT. 00259077 (P.P.)**

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. 00333266 (B.T.)**

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

**2. BOR DKT. 00338347 (G.M.)**

Claimant appealed a decision of the Appeal Tribunal holding no disqualification due to willful misrepresentation, no liability for fines, and remanding a refund liability for recalculation.

**3. BOR DKT. 00328595 (C.G.)**

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

## BOARD OF REVIEW MINUTES – DECEMBER 11, 2024 MEETING

4. BOR DKT. 00324545 (J.B.)

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

5. BOR DKT. 00356134 (T.J.)

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

6. BOR DKT. 00311514 (C.A.)

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

7. BOR DKT. 00308732 (V.S.)

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

8. BOR DKT. 00308733 (V.S.)

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

9. BOR DKT. 00273331 (A.M.)

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

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS DISMISSED APPEALS BY THE BOARD OF REVIEW DUE TO UNTIMELY FILING OR FOR NON-JUSTICIABLE APPEAL ISSUES.**

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

1. BOR DKT. 00281874 (M.V.G.)

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

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### 2. BOR DKT. 00316610 (A.M.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal decision dismissing the appeal as late without good cause.

### 3. BOR DKT. 00348228 (M.W.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal decision denying the request to reopen the matter due to non-registration for the hearing.

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

## A-4 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW

### 1. BOR DKT. 00324868 (A.L.)

Claimant appealed the decision of the Appeal Tribunal holding him ineligible for benefits as his weekly gross earnings exceeded his partial weekly benefit rate and a liability for a non-fraud refund.

### 2. BOR DKT. 00324874 (A.L.)

Claimant appealed the decision of the Appeal Tribunal holding him ineligible for benefits as the claimant's weekly gross earnings were greater than his partial weekly benefit rate and a liability for a non-fraud refund.

### 3. BOR DKT. 00344019 (A.K.)

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

### 4. BOR DKT. 00332231 (G.K.)

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

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**5. BOR DKT. 00333259 (Y.O.)**

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. 00326299 (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.

**7. BOR DKT. 00301074 (K.D.)**

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

**8. BOR DKT. 00351138 (H.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.

**9. BOR DKT. 00351141 (H.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.

**10. BOR DKT. 00337767 (S.A.)**

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

**11. BOR DKT. 00348464 (Q.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.

**12. BOR DKT. 00347771 (T.T.)**

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 MINUTES – DECEMBER 11, 2024 MEETING**

### **13. BOR DKT. 00343716 (A.R.)**

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

### **14. BOR DKT. 00337407 (J.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.

### **15. BOR DKT. 00338424 (E.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.

### **16. BOR DKT. 00334867 (N.H.)**

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.

### **17. BOR DKT. 00343505 (G.D.L.)**

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid and a liability for a non-fraud refund.

### **18. BOR DKT. 00352684 (M.W.)**

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

### **19. BOR DKT. 00352717 (G.E.)**

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

### **20. BOR DKT. 00333052 (A.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 and a liability for a non-fraud refund.

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### 21. BOR DKT. 00338146 (C.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.

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

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

#### 1. BOR DKT. 00341614 (J.P.)

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

#### 2. BOR DKT. 00351033 (C.P.)

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

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

### A-6 REOPENED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL BY THE BOARD OF REVIEW

#### 1. BOR DKT. 00321533 (N.B.)

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

#### 2. BOR DKT. 00329863 (E.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 MINUTES – DECEMBER 11, 2024 MEETING**

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

### **A-7 REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW**

**1. BOR DKT. 00334939 (C.W.)**

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

**2. BOR DKT. 00326088 (R.G.)**

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

**3. BOR DKT. 00353597 (F.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.

**4. BOR DKT. 00347306 (D.R.)**

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

**5. BOR DKT. 00351688 (M.B.)**

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

**6. BOR DKT. 00335306 (G.A.)**

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 disqualification of benefits for misconduct connected with the work.

**7. BOR DKT. 00340836 (L.C.)**

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

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### 8. BOR DKT. 00333547 (K.R.)

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

### 9. BOR DKT. 00343967 (M.E.)

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

### 10. BOR DKT. 00340022 (L.S.)

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 a liability for a non-fraud refund.

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

### **A-8 AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW**

#### 1. BOR DKT. 00290263 (D.P.)

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

**ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS AN AFFIRMED AND REMANDED DECISION TO THE APPEAL TRIBUNAL OR DEPUTY BY THE BOARD OF REVIEW.**