



PHILIP D. MURPHY
Governor

TAHESHA L. WAY
Lieutenant Governor

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

TAKE NOTICE THAT PURSUANT TO THE OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-6 ET. SEQ., THE NEW JERSEY DEPARTMENT OF LABOR BOARD OF REVIEW HAS SCHEDULED AN OPEN PUBLIC MEETING TO DISCUSS THE ATTACHED AGENDA ON MAY 1, 2024, AT 10:00 AM. THE OPEN PUBLIC MEETING WILL BE HELD VIA TELEPHONE CONFERENCE CALL. THE TELECONFERENCE PHONE NUMBER IS 1 (856) 338-7074 AND THE CONFERENCE ID IS 834 916 087#. IN ACCORDANCE WITH P.I.I. REGULATIONS THE IDENTIFYING CRITERIA WILL BE CLAIMANT INITIALS ONLY AND THE DOCKET NUMBER.

**AGENDA OF REGULAR MEETING OF
THE BOARD OF REVIEW
MAY 1, 2024**

WILLIAM SCAGLIONE, CHAIRPERSON

LISA HART, VICE-CHAIRPERSON

MARIA ZOLA, ACTING EXECUTIVE SECRETARY



**BOARD OF
REVIEW**

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AD-18.94 (9/23)

BOARD OF REVIEW MEETING - MAY 1, 2024, AGENDA

BOARD MINUTES:

Submitted for adoption are the minutes of the April 24, 2024, Board meeting.

ACTION:

SECTION A – HEARING MATTERS:

A-1 WITHDRAWAL OF APPEALS

1. BOR DKT. 00302556 (P.D.)

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

2. BOR DKT. 00357363 (E.G.)

Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily, no disqualification of benefits for discharge for misconduct for misconduct, and no liability for a non-fraud refund.

ACTION:

A-2 VACATED APPEALS BY THE BOARD OF REVIEW

1. BOR DKT. 00319967 (J.A.)

Claimant's letter was docketed in error as an appeal to the Board of Review.

2. BOR DKT. 00278401 (A.H.)

Claimant's communication was processed as an appeal of the decision of the Appeal Tribunal which held 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.

3. BOR DKT. 00314306 (T.S.)

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

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ACTION:

A-3 DISMISSED APPEALS BY THE BOARD OF REVIEW DUE TO UNTIMELY FILING OR FOR NON-JUSTICIABLE APPEAL ISSUE

1. BOR DKT. 00316799 (C.W.O.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant not unemployed.

2. BOR DKT. 00314274 (M.G.)

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. BOR DKT. 00286609 (A.S.)

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

4. BOR DKT. 00295798 (S.L.)

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

5. BOR DKT. 00321291 (M.P.)

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

6. BOR DKT. 00286422 (S.D.)

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.

7. BOR DKT. 00286421 (S.D.)

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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8. BOR DKT. 00267848 (J.Z.)

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.

9. BOR DKT. 00320679 (J.B.)

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

10. BOR DKT. 00241205 (O.Z.)

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

11. BOR DKT. 00299668 (J.A.)

Claimant appealed the decision of the Appeal Tribunal holding an ineligibility for Disability During Unemployment as the claimant was not totally disabled.

ACTION:

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

1. BOR DKT. 00290913 (J.R.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal decision, which dismissed the claimant's appeal as late without good cause.

ACTION:

A-5 REOPENED BOARD OF REVIEW APPEALS

1. BOR DKT. 00270946 (K.C.)

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

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ACTION:

A-6 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS BY THE BOARD OF REVIEW

1. BOR DKT. 00312060 (G.G.)

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

2. BOR DKT. 00279594 (G.S.C.)

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

3. BOR DKT. 00280026 (N.A.)

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

4. BOR DKT. 00279299 (H.H.)

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for either leaving work voluntarily without good cause attributable to the work or as a result of a discharge for misconduct.

5. BOR DKT. 00285526 (A.S.)

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.

6. BOR DKT. 00320403 (K.T.)

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

7. BOR DKT. 00319668 (G.B.)

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

8. BOR DKT. 00318288 (A.R.)

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 for misconduct connected with the work.

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9. BOR DKT. 00316339 (M.H.)

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

10. BOR DKT. 00315194 (D.M.)

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

11. BOR DKT. 00291762 (B.F.)

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

12. BOR DKT. 00321594 (A.G.)

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

13. BOR DKT. 00321672 (H.A.H.)

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

14. BOR DKT. 00324306 (A.M.)

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

15. BOR DKT. 00303401 (D.B.)

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

16. BOR DKT. 00321206 (C.A.)

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

17. BOR DKT. 00321590 (F.B.)

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

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18. BOR DKT. 00320804 (G.L.)

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

19. BOR DKT. 00321542 (J.S.)

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

20. BOR DKT. 00304187 (G.C.)

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

21. BOR DKT. 00304153 (T.M.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) benefits as the claimant was employed full-time and liability for non-fraud refund.

22. BOR DKT. 00320957 (B.B.)

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

23. BOR DKT. 00321141 (M.L.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund that was caused by the result of the Appeal Tribunal's decision under a different docket number.

24. BOR DKT. 00320257 (D.C.)

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

25. BOR DKT. 00308656 (J.D.)

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

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26. BOR DKT. 00320332 (S.H.)

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

27. BOR DKT. 00321024 (T.L.)

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

28. BOR DKT. 00320501 (J.C.)

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

29. BOR DKT. 00298506 (N.C.)

Employer appealed the decision of the Appeal Tribunal which held the claimant eligible for disability benefits and the employer liable for benefit charges on the disability claim.

30. BOR DKT. 00270181 (K.W.H.)

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.

31. BOR DKT. 00320763 (R.R.)

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

32. BOR DKT. 00284168 (K.L.)

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

ACTION:

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

1. BOR DKT. 00313545 (J.R.)

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits as the claimant was a full-time student, and ineligible for benefits under availability for work.

2. BOR DKT. 00317412 (A.P.)

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

3. BOR DKT. 00295202 (M.J.)

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

4. BOR DKT. 00282523 (E.D.)

Claimant appealed the decision of the Appeal Tribunal holding the claimant employed full-time.

5. BOR DKT. 00353501 (J.R.)

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

6. BOR DKT. 00317546 (R.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. 00324779 (A.K.)

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

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8. BOR DKT. 00320322 (S.M.)

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

9. BOR DKT. 00275972 (K.O.)

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

10. BOR DKT. 00316725 (C.F.)

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 for a non-fraud refund.

11. BOR DKT. 00279225 (N.F.)

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

12. BOR DKT. 00312479 (S.C.)

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:

A-8 REVERSED DECISIONS OF THE APPEAL TRIBUNAL AND/OR THE DEPUTY BY THE BOARD OF REVIEW

1. BOR DKT. 00317167 (C.L.)

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

2. BOR DKT. 00318026 (S.S.)

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

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3. BOR DKT. 00309938 (S.V.)

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.

4. BOR DKT. 00313334 (L.F.)

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

ACTION: