



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

#### MINUTES OF REGULAR MEETING OF THE BOARD OF REVIEW JANUARY 17, 2024

WILLIAM SCAGLIONE, CHAIRPERSON

LISA HART, VICE-CHAIRPERSON

MARIA ZOLA, ACTING EXECUTIVE SECRETARY



BOARD OF  
REVIEW

*“Opportunity. Stability. Dignity.”*

*New Jersey is an Equal Opportunity Employer  
Printed on Recycled and Recyclable Paper*

AD-18.94 (9/23)

**BOARD OF REVIEW MEETING JANUARY 17, 2024**

**JANUARY 17, 2024**

.....  
**A regular meeting of the Board of Review was held on Wednesday, JANUARY 17, 2024, at 10:00 a.m., via conference call, in Trenton, New Jersey**

**PRESENT: William Scaglione, Chairperson, Lisa Hart, Vice-Chairperson, Maria Zola, 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 - JANUARY 17, 2024, MEETING**

### **BOARD MINUTES:**

Submitted for adoption are the minutes of the December 27, 2023 Board meeting.

**ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE DECEMBER 27, 2023, BOARD MEETING.**

### **SECTION A – HEARING MATTERS:**

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

**1. BOR DKT. 00299494 (B.S.)**

Claimant's letter of appeal was docketed an appeal by the claimant to the Board of Review.

**2. BOR DKT. 00304434 (S.B.)**

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

**3. BOR DKT. 00311288 (S.L.)**

The employer's letter was docketed in error 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. 00285748 (K.S.)**

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

**2. BOR DKT. 00280911 (V.O.)**

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

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

3. BOR DKT. 00287487 (T.H.)

Claimant appealed the Appeal Tribunal decision remanding the issue of eligibility for Pandemic Unemployment Assistance benefits to the Deputy.

4. BOR DKT. 00275260 (J.D.)

Claimant appealed the 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 a liability to a non-fraud refund.

5. BOR DKT. 00293122 (C.H.)

The claimant appealed the decision of the Appeal Tribunal which dismissed the claimant's appeal for no justiciable issue.

6. BOR DKT. 00306518 (R.B.)

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

7. BOR DKT. 00250651 (M.C.)

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

8. BOR DKT. 00317070 (E.M.)

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

9. BOR DKT. 00265386 (J.S.)

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.

10. BOR DKT. 00269223 (K.D.)

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 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.

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

### 11. BOR DKT. 00310536 (K.S.)

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

### 12. BOR DKT. 00309001 (T.O.)

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

### 13. BOR DKT. 00299277 (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.

### 14. BOR DKT. 00301967 (F.V.)

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

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

### 1. BOR DKT. 00274510 (P.A.)

Claimant is requesting a reopening of the Board of Review decision, which affirmed the Appeal Tribunal decision holding the claimant ineligible for benefits as the claimant had reassurance of reemployment with an educational institution between terms.

### 2. BOR DKT. 00262020 (K.R.)

Claimant is requesting a reopening of the Board of Review decision, which affirmed the Appeal Tribunal decision 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.

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

3. BOR DKT. 00269907 (J.C.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal decision, holding a disqualification for benefits for refusing suitable work and reducing the weekly benefit rate due to receipt of a pension from a base year or chargeable employer.

4. BOR DKT. 00243887 (R.H.)

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

5. BOR DKT. 00289214 (G.M.)

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

6. BOR DKT. 00241031 (B.M.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal decision, 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 C.A.R.E.S. Act, and liable to refund the sum of \$7,854.00 received as benefits for the weeks ending May 23, 2020 through January 9, 2021.

7. BOR DKT. 00284528 (N.D.)

Claimant is requesting a reopening of the Board of Review's decision, affirming the Appeal Tribunal's decision holding the claimant ineligible for benefits under availability for work and liability to a non-fraud refund.

8. BOR DKT. 00281530 (K.L.S.)

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

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

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

### A-4 REOPENED BOARD OF REVIEW APPEALS

#### 1. BOR DKT. 00246304 (K.B.G.)

Claimant is requesting a reopening of the Board of Review decision, affirming the Appeal Tribunal decision, holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.

**ACTION: BOARD VOTED TO ACCEPT THIS CASE AS REOPENED BOARD OF REVIEW APPEALS.**

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

#### 1. BOR DKT. 00300548 (D.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.

#### 2. BOR DKT. 00307003 (N.F.)

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

#### 3. BOR DKT. 00307089 (N.F.)

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

#### 4. BOR DKT. 00307000 (N.F.)

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

#### 5. BOR DKT. 00308748 (J.B.)

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

#### 6. BOR DKT. 00308589 (D.A.)

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of Pandemic Unemployment Assistance (PUA) as the claimant's unemployment was

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

not due to one of the COVID-19 related reasons identified under the CARES Act, and a liability for a non-fraud refund.

**7. BOR DKT. 00271505 (K.K.)**

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.

**8. BOR DKT. 00303604 (H.E.)**

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

**9. BOR DKT. 00300414 (D.S.)**

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

**10. BOR DKT. 00280477 (J.T.)**

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

**11. BOR DKT. 00308777 (A.H.)**

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

**12. BOR DKT. 00309038 (E.P.)**

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

**13. BOR DKT. 00309827 (S.J.)**

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

**14. BOR DKT. 00309259 (R.D.)**

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 - JANUARY 17, 2024, MEETING

**15. BOR DKT. 00274769 (F.M.)**

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

**16. BOR DKT. 00309255 (J.P.)**

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

**17. BOR DKT. 00292471 (C.M.)**

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

**18. BOR DKT. 00248400 (G.M.)**

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

**19. BOR DKT. 00296333 (M.M.)**

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of Pandemic Unemployment Assistance (PUA) benefits as the claimant did not provide proof of a labor market attachment and the claimant's unemployment was not due to one of the COVID-19 related reasons.

**20. BOR DKT. 00313561 (S.T.)**

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

**21. BOR DKT. 00285827 (R.C.)**

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

**22. BOR DKT. 00296074 (R.R.)**

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

**23. BOR DKT. 00297718 (T.F.)**

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 - JANUARY 17, 2024, MEETING

**24. BOR DKT. 00263105 (S.B.)**

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

**25. BOR DKT. 00308938 (K.G.)**

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

**26. BOR DKT. 00307503 (S.A.P.)**

Claimant appealed a decision of the Appeal Tribunal holding 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.

**27. BOR DKT. 00309028 (E.M.R.)**

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of benefits under availability for work.

**28. BOR DKT. 00308796 (K.B.)**

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

**29. BOR DKT. 00254397 (M.L.)**

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

**30. BOR DKT. 00303543 (A.M.)**

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

**31. BOR DKT. 00303544 (A.M.)**

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

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

**32. BOR DKT. 00303545 (A.M.)**

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

**33. BOR DKT. 00296921 (N.D.M.)**

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

**34. BOR DKT. 00311039 (M.M.)**

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

**35. BOR DKT. 00305353 (R.D.)**

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

**36. BOR DKT. 00310374 (G.M.)**

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.

**37. BOR DKT. 00310187 (F.P.)**

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

**38. BOR DKT. 00310509 (D.H.)**

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

**39. BOR DKT. 00307706 (M.P.)**

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

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

**40. BOR DKT. 00308868 (C.B.)**

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

**41. BOR DKT. 00311751 (R.G.)**

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

**42. BOR DKT. 00310006 (J.S.)**

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.

**43. BOR DKT. 00311075 (L.V.)**

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

**44. BOR DKT. 00311188 (R.K.)**

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

**45. BOR DKT. 00295474 (J.P.)**

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

**46. BOR DKT. 00264243 (J.O.)**

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.

**47. BOR DKT. 00297956 (E.D.)**

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

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

### 48. BOR DKT. 00264238 (A.S.D.)

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

### 49. BOR DKT. 00251702 (K.S.)

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, ineligible for benefits under ability to work and a liability to a non-fraud refund.

### 50. BOR DKT. 00264411 (V.T.)

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

### 51. BOR DKT. 00321637 (A.P.)

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 holding the availability, search for work and training academic.

### 52. BOR DKT. 00306321 (F.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.

### 53. BOR DKT. 00304057 (D.V.)

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

### 54. BOR DKT. 00286941 (D.P.)

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

### 55. BOR DKT. 00302316 (S.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.

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

**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**

**1. BOR DKT. 00288581 (J.S.)**

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as it was filed late without good cause and holding the claimant not unemployed and liable for a non-fraud refund.

**2. BOR DKT. 00309123 (Y.B.)**

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of unemployment benefits 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.

**3. BOR DKT. 00311982 (K.S.)**

Claimant appealed a decision of the Appeal Tribunal holding the claimant's availability and ability to work was academic in view of the greater period of disqualification imposed for leaving work voluntarily without good cause attributable to the work.

**4. BOR DKT. 00269359 (D.S.)**

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

**5. BOR DKT. 00280776 (R.U.)**

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. 00296304 (C.M.)**

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 - JANUARY 17, 2024, MEETING

**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**

**1. BOR DKT. 00268435 (B.P.)**

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.

**2. BOR DKT. 00302042 (J.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.

**3. BOR DKT. 00270568 (S.S.)**

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

**4. BOR DKT. 00250082 (J.P.)**

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

**5. BOR DKT. 00306288 (S.A.)**

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

**6. BOR DKT. 00308932 (J.S.)**

Employer appealed the decision of the Appeal Tribunal holding no disqualification for benefits for misconduct connected with the work and no liability for a non-fraud refund.

**7. BOR DKT. 00301995 (D.S.)**

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

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

**8. BOR DKT. 00308707 (M.R.)**

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

**9. BOR DKT. 00309949 (S.B.)**

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

**10. BOR DKT. 00302132 (B.R.)**

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

**11. BOR DKT. 00302135 (B.R.)**

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

**12. BOR DKT. 00274881 (D.A.)**

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

**13. BOR DKT. 00305109 (A.Y.)**

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

**14. BOR DKT. 00313108 (D.G.)**

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 discharge for misconduct connected with the work.

**15. BOR DKT. 00306242 (E.S.)**

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



## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

### 16. BOR DKT. 00306241 (E.S.)

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

### 17. BOR DKT. 00293586 (M.R.)

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 a liability to a non-fraud refund.

### 18. BOR DKT. 00285509 (N.M.)

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

### 19. BOR DKT. 00276079 (C.C.)

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 holding no disqualification for benefits for misconduct connected with the work.

### 20. BOR DKT. 00272772 (A.D.)

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

### 21. BOR DKT. 00308136 (D.M.)

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

### 22. BOR DKT. 00308106 (N.D.)

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

### 23. BOR DKT. 00311291 (J.C.)

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

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

### 24. BOR DKT. 00320352 (A.G.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work and liability for 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 REVERSAL OF APPEAL TRIBUNAL DECISIONS AND AFFIRMING THE DEPUTY'S DETERMINATION BY THE BOARD OF REVIEW

#### 1. BOR DKT. 00310623 (B.M.)

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

**ACTION: BOARD VOTED TO ACCEPT THIS CASE AS REVERSAL OF APPEAL TRIBUNAL DECISIONS AND AFFIRMING THE DEPUTY'S DETERMINATION BY THE BOARD OF REVIEW.**

### A-9 REVERSED DECISIONS OF THE APPEAL TRIBUNAL AND/OR THE DEPUTY BY THE BOARD OF REVIEW

#### 1. BOR DKT. 00257132 (R.D.)

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for Pandemic Unemployment Assistance (PUA) as the claimant's unemployment was not due to one of the COVID-19 related reasons identified under C.A.R.E.S. Act, and liable for a non-fraud refund.

#### 2. BOR DKT. 00298218 (M.O.)

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

#### 3. BOR DKT. 00261804 (A.T.)

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits as the claimant's

## BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING

unemployment was not due to one of the COVID-19 related reasons under Section 2102(a)(3)(A)(ii)(l) of the Coronavirus Aid, Relief, and Economic Security Act (CARES) Act and a liability for a non-fraud refund.

### 4. BOR DKT. 00296280 (J.P.)

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 DECISIONS OF THE APPEAL TRIBUNAL AND/OR THE DEPUTY BY THE BOARD OF REVIEW.**

### **A-10 REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR THE DEPUTY BY THE BOARD OF REVIEW**

#### 1. BOR DKT. 00296281 (J.P.)

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

**ACTION: BOARD VOTED TO ACCEPT THIS CASE AS REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR THE DEPUTY BY THE BOARD OF REVIEW.**

## **SECTION B – MISCELLANEOUS MATTERS/CASES FOR DISCUSSION**

### **B-1 BOR DKT. 00305010 (N.R.)**

Claimant appealed the decision of the Appeal Tribunal disputing the monetary entitlement on a valid claim. (**Appellate Specialist Alverio**)

**ACTION: BOARD VOTED TO REVERSE THE DECISION OF THE APPEAL TRIBUNAL AND INSTRUCT THE DEPUTY TO REINSTATE THE INITIAL MONETARY DETERMINATION OF ENTITLEMENT.**

## **BOARD OF REVIEW MINUTES - JANUARY 17, 2024, MEETING**

### **SECTION C – ELECTION OF OFFICERS**

- C-1 ELECTION OF BOARD OF REVIEW MEMBER TO SERVE AS CHAIRPERSON ON THE BOARD OF REVIEW IN ACCORDANCE WITH N.J.A.C. 12:20-1.2 (a).**
  
- C-2 ELECTION OF BOARD OF REVIEW MEMBER TO SERVE AS VICE-CHAIRPERSON ON THE BOARD OF REVIEW IN ACCORDANCE WITH N.J.A.C. 12:20-1.2 (a).**