MINUTES OF REGULAR MEETING OF
THE BOARD OF REVIEW
APRIL 29, 2020

NANCY HUNT, ACTING CHAIRPERSON
WILLIAM SCAGLIONE, ACTING VICE-CHAIRMAN
SHARAHZAD A. LEDAN, ACTING EXECUTIVE SECRETARY
A regular meeting of the Board of Review was held on Wednesday, April 29, 2020 at 10:00 a.m., via conference call, in Trenton, New Jersey

PRESENT: Nancy Hunt, Acting Chairperson, William Scaglione, Acting Vice-Chairman, Sharahzad A. Ledan, Acting Executive Secretary.

In accordance with L1975, c.231, the Chairman 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.
Submitted for adoption are the minutes of the March 18, 2020 Board meeting.

**ACTION:** THE BOARD VOTED TO ADOPT THE MINUTES OF THE MARCH 18, 2020 BOARD MEETING

**SECTION A – HEARING MATTERS**

**A-1 DISMISSALS OF LATE APPEALS TO THE BOARD OF REVIEW**

1. ANGEL ROBLES BOR DKT. 00202011
   
   Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.

2. STEPHON MCCALL BOR DKT. 00198146
   
   Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.

3. GABRIEL VEREEN BOR DKT. 00201402
   
   Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily.

4. NATASHA MOORE BOR DKT. 00200581
   
   Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund.

5. MALLORY GOLDSMITH BOR DKT. 00192077
   
   Claimant appealed the decision of the Appeal Tribunal holding the unemployment claim invalid.

6. BRUCE SHABANOWITZ BOR DKT. 00193365
   
   Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily.

7. SHARON MENDOZA BOR DKT. 00202092
   
   Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under ability to work and liable for a non-fraud refund.
8. CHIBUIKEM NWANONYIRI  BOR DKT. 00202235

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for insufficient wages to remove a prior disqualification for misconduct connected with the work.

9. TANYA CLARK  BOR DKT. 00200967

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

**ACTION:** THE BOARD VOTED TO ACCEPT THE ABOVE CASES AS DISMISSALS OF LATE APPEALS TO THE BOARD OF REVIEW.

**A-2 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS**

1. AMY MCSWEENEY  BOR DKT. 00202492

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

2. HSINGHUI YU  BOR DKT. 00204077

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

3. PRECIOUS ALADI  BOR DKT. 00201511

Claimant appealed a decision of the Appeal Tribunal holding she filed a timely appeal, and a disqualification of benefits for leaving work voluntarily.

4. LORETTA ALSTON  BOR DKT. 00202989

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

5. DEBRA MURPHY  BOR DKT. 00204391

Claimant appealed the Appeal Tribunal decision holding the unemployment claim invalid.
6. VIVIAN SUGA
BOR DKT. 00198793
Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as late without good cause.

7. DAVID KENT
BOR DKT. 00203408
Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.

8. LESLY HUANCAYO-TASSO
BOR DKT. 00203231
Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily.

9. JOFFRE ROBALINO
BOR DKT. 00203540
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

10. ANA GLASTER
BOR DKT. 00197232
Claimant appealed a decision of the Appeal Tribunal denying the request to reopen due to non-registration for the hearing.

11. BRENDA ALVARADO
BOR DKT. 00203304
Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily.

12. MARY WATKINS-HARMON
BOR DKT. 00201690
Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily.

13. JULIA DELIA
BOR DKT. 00197675
Claimant appealed the decision of the Appeal Tribunal which denied the claimant’s request for a pre-date of an unemployment claim.

14. ELIAINE SEMINERIO
BOR DKT. 00202453
Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.
15. ATIYA JONES
BOR DKT. 00202685

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

16. DENISE BALL
BOR DKT. 00204090

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

17. JO DAVIS
BOR DKT. 00204907

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

ACTION: THE BOARD VOTED TO ACCEPT THE ABOVE 17 AS AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS WITH THE EXCEPTION OF NUMBER 2. BERNARD JIMENEZ DKT. NO. 00192597 AND NUMBER 3. WILLIAM ANDERSON DKT. NO.: 00203359 WHICH WERE REMOVED FROM THE AFFIRMATIONS LIST FOR DISCUSSION.

A-3 REQUEST FOR RECONSIDERATION FROM THE SUPERIOR COURT

1. ATUL PATEL
BOR DKT. 00109635

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause. The Board of Review affirmed the decision of the Appeal Tribunal and held the claimant’s appeal late without good cause. The Superior Court is requesting the Board to reconsider due to the claimant’s limited English proficiency. (Case to be discussed in the Open Public Meeting of April 29, 2020).

ACTION: BOARD VOTED TO ACCEPT THE COURTS MOTION FOR RECONSIDERATION ON THE ABOVE CASE DUE TO CLAIMANT’S LIMITED ENGLISH PROFICIENCY.
A-4  REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY

1. CATHY SHANAHAN  BOR DKT. 00202430

Employer appealed the decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily.

2. JAMES BACON  BOR DKT. 00202877

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

3. LAWRENCE SCHWARTZ  BOR DKT. 00201705

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

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

SECTION B – MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

B-1  BERNARD JIMENEZ  BOR DKT. 00192597

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

ACTION: THE BOARD VOTED TO REMAND THIS CASE FOR SUBSTANTIATION TO THE CLAIMANT'S MEDICAL DOCUMENTATION.

B-2  WILLIAM ANDERSON  BOR DKT. 00203359

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

ACTION: THE BOARD VOTED TO AFFIRM WITH A CORRECTION IN THE BOARD’S DECISION IN THE FINDINGS OF FACT.
THE APRIL 29, 2020 OPEN PUBLIC MEETING WILL BE HELD VIA TELEPHONE CONFERENCE LINE.

THE INFORMATION TO ACCESS THE CALL IS:

(TELEPHONE # 1-(856) 338-7074 AND THE CONFERENCE ID IS: 307 051 121#)