MINUTES OF REGULAR MEETING OF
THE BOARD OF REVIEW
JULY 22, 2020

JOSEPH SIEBER, CHAIRMAN
NANCY HUNT, VICE-CHAIRPERSON
WILLIAM SCAGLIONE, MEMBER
SHARAHZAD A. LEDAN, ACTING EXECUTIVE SECRETARY
A regular meeting of the Board of Review was held on Wednesday, July 22, 2020 at 10:00 a.m., via conference call, in Trenton, New Jersey.

PRESENT: Joseph Sieber, Chairman, Nancy Hunt, Vice-Chairperson, William Scaglione, Member, Sharahzad A. Ledan, Acting Executive Secretary, Keith Austin, Director.

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.
BOARD MINUTES:

Submitted for adoption are the minutes of the July 15, 2020 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE JULY 15, 2020 MEETING.

OLD BUSINESS:

1. LORIE ROBINSON  
BOR DKT. 00210382

Claimant filed an appeal to a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to such work. (This case was tabled in the meeting of July 15, 2020. To discuss the disposition of PUA related cases)

ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION WITH AN ADDITIONAL STATEMENT SAYING THE CLAIMANT IS ALREADY RECEIVING PUA BENEFITS.

SECTION A – HEARING MATTERS

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

1. TRACY CALLARI  
BOR DKT. 00206230

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

2. NICOLE RUBIN  
BOR DKT. 00183118

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

3. NAOMI WILLIAMS  
BOR DKT. 00200167

Claimant is appealing the decision of the Appeal Tribunal dismissing the appeal as late without good cause.
4. SHACONDA GETHERS  BOR DKT. 00210000

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

5. ANGELINA SAMANNS  BOR DKT. 00209869

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and sufficient wages to remove a prior voluntary leaving disqualification prior to the date of claim.

6. GAIL PURIFY  BOR DKT. 00152916

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

7. MICHAEL ROBINSON  BOR DKT. 00209760

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

8. JERYL ALMONTE  BOR DKT. 00208009

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

9. QAADIR ABDURRAHIM  BOR DKT. 00205357

The 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 for a non-fraud refund liability.

**ACTION:** 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. LUIS LEBRON BOR DKT. 00209620
   Claimant is appealing the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

2. JASMINE BAGNER BOR DKT. 00210562
   Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

3. JASON BLAIR BOR DKT. 00210078
   Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for refusing suitable work without good cause and a liability to a non-fraud refund.

4. EILEEN MICHAELS BOR DKT. 00210534
   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. CHESTER MARSHALL BOR DKT. 00209736
   Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

6. TONIANNE ARENA BOR DKT. 00209877
   Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

7. CHRISTOPHER HINCK BOR DKT. 00210173
   Claimant is appealing the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

8. JEFF CURRIE BOR DKT. 00211055
   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. DEVOY ATKINS  
BOR DKT. 00210717

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

10. AWILDA MEJIAS  
BOR DKT. 00210452

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

11. BARBARA SUBER  
BOR DKT. 00206871

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

12. SERGIO MENDEZ  
BOR DKT. 00208720

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. ROSAURY PEREZ  
BOR DKT. 00207754

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

14. KRISTEN SLUSARZ  
BOR DKT. 00210780

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

15. JORGE NEGRON  
BOR DKT. 00210150

The claimant filed an appeal to a decision of the Appeal Tribunal which dismissed the claimant’s appeal as late without good cause.

16. VALERIE DEANE  
BOR DKT. 00210133

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

17. LORI WEGNER  
BOR DKT. 00210979

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.
18. THOMAS BURNS BOR DKT. 00209950

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

19. REBECCA BAIRD BOR DKT. 00210956

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. JESSICA SLINGER BOR DKT. 00211207

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

21. FERNANDO GALVEZ ZAMORANO BOR DKT. 00209426

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

22. JASON EISNER BOR DKT. 00209157

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

23. EDWARD GERVACIO BOR DKT. 00211057

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

24. NADA HASSAN BOR DKT. 00210883

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

25. JODI GARCIA BOR DKT. 00209909

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. WILLIAM LEE BOR DKT. 00210670

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.
27. STOJA ANDERSON  
BOR DKT. 00210140

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and had insufficient subsequent employment to remove such disqualification.

28. JULIUS MOORE  
BOR DKT. 00206411

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

29. ELIJAH BROWN  
BOR DKT. 00209453

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

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

A-3 **REVERSALS OF APPEAL TRIBUNAL DECISIONS**

1. THOMAS GAFFEY  
BOR DKT. 00210108

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. JENNIE LOCANDRO  
BOR DKT. 00210647

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

3. ROBERT MURPHY  
BOR DKT. 00209887

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

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

10:35 THE BOARD VOTED TO GO INTO EXECUTIVE SESSION FOR LEGAL ADVICE. JENNIFER ISRAEL CASE.

10:42 THE BOARD VOTED TO LEAVE EXECUTIVE SESSION AND RESUME REGULAR MEETING.

A-4 REQUESTS FOR RECONSIDERATION FROM THE SUPERIOR COURT

1. JENNIFER ISRAEL BOR DKT. 00166534

Claimant appealed the decision of the Appeal Tribunal holding a disqualification for benefits for refusing suitable work. (The Superior Court is ordering that the Board take back this case and Remand for a new hearing as the record was inaudible.)

ACTION: BOARD VOTED TO ACCEPT THE MOTION TO REMAND AND SEND THE CASE BACK FOR A NEW HEARING.

EXECUTIVE SESSION:

10:46 THE BOARD VOTED TO GO INTO EXECUTIVE SESSION FOR LEGAL ADVICE. FRED BURG CASE.

11:06 THE BOARD VOTED TO COME OUT OF EXECUTIVE SESSION AND RESUME REGULAR MEETING.

2. FRED BURG BOR DKT. 00184393

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms. (The Superior Court has questions that they would like the Board to address regarding this case.)

ACTION: THE BOARD VOTED TO TABLE THIS CASE TO THE MEETING OF JULY 29, 2020.
A-5  REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY

1. TRACY CAVALARO  BOR DKT. 00205926

Claimant appealed decision of the Appeal Tribunal holding a period of
ineligibility for failing to report in accordance with Division regulations.

2. MARIE ULYSSE  BOR DKT. 00206809

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

3. ROBERTO BRITO  BOR DKT. 00210591

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

4. KIRA TROGANI  BOR DKT. 00204274

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

5. CARLOS REGINO  BOR DKT. 00209674

Employer appealed the decision of the Appeal Tribunal holding no disqualification
under misconduct connected with the work and voluntarily leaving work without good cause.

6. COLIN ANGELO  BOR DKT. 00210737

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

7. JULIA MAZZUCCA  BOR DKT. 00210698

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

8. JEFFREY CANNON  BOR DKT. 00211381

Employer is appealing a decision of the Appeal Tribunal holding no
disqualification of benefits for leaving work voluntarily without good cause
attributable to the work.
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<tr>
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<th>Name</th>
<th>Docket Number</th>
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<tr>
<td>9.</td>
<td>ANN MAJOR</td>
<td>BOR DKT. 00210893</td>
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<td>employer appealed the decision of the Appeal Tribunal holding the claimant with no disqualification for leaving work voluntarily without good cause attributable to the work.</td>
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<td>10.</td>
<td>JAMESHA NEWMAN</td>
<td>BOR DKT. 00208771</td>
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<td>Claimant appealed a decision of the Appeal Tribunal holding a disqualification for discharge for misconduct.</td>
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<td>11.</td>
<td>ESTIVALYS VALDEZ-DIAZ</td>
<td>BOR DKT. 00211142</td>
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<td>Employer #1 appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily and not liable for a non-fraud refund.</td>
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<td>12.</td>
<td>MATTHEW STRZEMINSKI</td>
<td>BOR DKT. 00208024</td>
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<td>Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.</td>
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<td>13.</td>
<td>CHANA GREENWALD</td>
<td>BOR DKT. 00210818</td>
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<td>Claimant appealed a decision of the Appeal Tribunal dismissing the Appeal holding a disqualification for leaving the work voluntarily without good cause attributable to the work.</td>
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<td>14.</td>
<td>JOSEPH GRADY</td>
<td>BOR DKT. 00209988</td>
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<td>Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.</td>
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<td>15.</td>
<td>LINDA GUIDA</td>
<td>BOR DKT. 00167758</td>
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<td>The claimant appealed a decision of the Board of Review holding her disqualified for benefits for leaving work voluntarily without good cause attributable to the work. The Superior Court of New Jersey, Appellate Division, affirmed the Board of Review and remanded the matter of the claimant's entitlement to a waiver of the debt to the Director.</td>
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<td>16.</td>
<td>NICOLETTE MARTIRE</td>
<td>BOR DKT. 00210720</td>
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<td>Claimant appealed a decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to the work.</td>
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17. LILIANA RIVERA  BOR DKT. 00206970

The claimant appealed a decision of the Appeal Tribunal dismissing the appeal for failing to register for the hearing and denying the claimant’s request to reopen the matter. (The Board voted to remove this case from the Remand category and placed in the Affirmation of Appeal Tribunal Decisions category)

18. CHANEL GIVENS  BOR DKT. 00210381

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

19. JESSICA SOTO  BOR DKT. 00168774

Superior Court vacated the dismissal on timeliness and remanded for a decision on the merits of the appeal.

ACTION: BOARD VOTED TO ACCEPT THE REMAINING 17 CASES AS REMANDS TO THE APPEAL TRIBUNAL OR THE DEPUTY.

SECTION B - MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

B-1  LUIS PAJARO  BOR DKT. 00209323

Claimant appealed decision of the Appeal Tribunal holding the appeal was filed late with good cause and holding a disqualification for leaving the work voluntarily without good cause attributable to such work. (Appellate Specialist Alverio)

ACTION: BOARD VOTED TO MODIFY THE APPEAL TRIBUNAL DECISION TO RULE ON THE VOLUNTARY QUIT.

B-2  JOSEPH RAITANO  BOR DKT. 00210013

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

ACTION: BOARD VOTED TO REVERSE THE TIMELINESS AND REMAND FOR A DECISION ON THE MERITS.
B-3 STEPHAN ROSS
BOR DKT. 00203353

Claimant appealed decision of the Appeal Tribunal holding no disqualification for leaving the work voluntarily and holding a disqualification for discharge from the work. (Appellate Specialist Alverio)

ACTION: BOARD VOTED TO REVERSE THE APPEAL TRIBUNAL DECISION AND HOLD A VOLUNTARY LEAVING WITHOUT GOOD CAUSE ATTRIBUTABLE TO THE WORK.

B-4 ANA REYES HENRIQUEZ
BOR DKT. 00210344

The claimant filed an appeal to a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily. (Appellate Specialist Hart)

ACTION: BOARD VOTED TO TABLE THIS CASE TO A FUTURE AGENDA.

B-5 ALEJANDRITO LAUREANO
BOR DKT. 00200351

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and dismissing the matter of the claimant’s availability for work as academic. (Appellate Specialist Zola)

ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION HOLDING A VOLUNTARY QUIT DISQUALIFICATION AND THE ISSUE OF AVAILABILITY IS ACADEMIC.

B-6 MARY FABIANO
BOR DKT. 00208181

Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to the work. (Appellate Specialist Alverio)
ACTION: BOARD VOTED TO REVERSE THE APPEAL TRIBUNAL HOLDING A QUIT WITH GOOD CAUSE AS THE WORK WAS NOT SUITABLE FOR THE CLAIMANT.

B-7 CLAIR GHATTAS BOR DKT. 00210492

Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily. (Appellate Specialist Alverio)

ACTION: BOARD VOTED TO REMAND THIS CASE BACK TO THE APPEAL TRIBUNAL AS THE CORRECT EMPLOYER WAS NOT PROPERLY NOTIFIED FOR THE HEARING. THE BOARD WILL INVESTIGATE TO FIND THE CORRECT EMPLOYER.

B-8 ROBIN SCARPA BOR DKT. 00210387

Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to the work. (Appellate Specialist Alverio)

ACTION: BOARD VOTED TO AFFIRM THE APPEAL TRIBUNAL DECISION AND INCLUDE REGULATION REGARDING LOSS OF LICENSE.

B-9 TIFFANY LECATOR BOR DKT. 00203301

Claimant appealed a decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing. (Appellate Specialist Zola)

ACTION: THE BOARD VOTED TO VACATE THE BOARDS APPEAL AND SEND THE CASE BACK FOR A NEW HEARING AND CONSIDER CLAIMANT. MEMBER SCAGLIONE ABSTAINED.
Claimant appealed decision of the Appeal Tribunal holding a disqualification for discharge from the employment. (Appellate Specialist Alverio)

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