MINUTES OF REGULAR MEETING OF
THE BOARD OF REVIEW
FEBRUARY 9, 2022

NANCY HUNT, CHAIRPERSON
WILLIAM SCAGLIONE, VICE-CHAIR
ANDREA JACKSON, ACTING EXECUTIVE SECRETARY
A regular meeting of the Board of Review was held on Wednesday, February 9, 2022 at 10:00 a.m., via conference call, in Trenton, New Jersey.

PRESENT: Nancy Hunt, Chairperson, William Scaglione, Vice-Chairperson, Andrea Jackson, Acting Executive Secretary.

In accordance with L.1975, 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 MINUTES:

Submitted for adoption are the minutes of the January 26, 2022 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE JANUARY 26, 2022 BOARD MEETING.

SECTION A – HEARING MATTERS:

A-1 WITHDRAWAL OF APPEALS

1. ANDREA GONZALEZ BOR DKT. 00264777

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of benefits under ability to work and liable for non-fraud refund.

2. DELMI HERNANDEZ BOR DKT. 00218698

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: BOARD VOTED TO ACCEPT THE ABOVE CASES AS WITHDRAWALS OF APPEALS.

A-2 VACATED APPEALS TO THE BOARD OF REVIEW

1. BRITTANY PIETROPOLO BOR DKT. 00216806

Employer’s correspondence was processed as an appeal to a decision of the Appeal Tribunal holding the claimant ineligible for regular benefits as she was not considered unemployed.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A VACATED APPEAL TO THE BOARD OF REVIEW.
A-3 **DISMISSALS OF LATE APPEALS OR NON-JUSTICIAEL ISSUES TO THE BOARD OF REVIEW**

1. **JUAN VARGAS**  
BOR DKT. 00249015  
Claimant appealed the decision of the Appeal Tribunal 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 non-fraud refund.

2. **BETHANY OLIEJARZ**  
BOR DKT. 00248461  
Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant’s unemployment was not due to one of the COVID-19 related reasons, and a liability to an agency refund.

3. **JOSEPH ZOLLINGER**  
BOR DKT. 00247579  
Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to such work, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

4. **GLORIA CONLEY**  
BOR DKT. 00247224  
Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

5. **FATEMA MUNNY**  
BOR DKT. 00246972  
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 and a liability to a refund.

6. **QUATEMA HOWARD**  
BOR DKT. 00156823  
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 to a non-fraud refund.
7. DEEP SHULKA

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

8. GHAZALA CHOWDHARY

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant’s unemployment was not due to one of the COVID-19 related reasons and liable for an agency refund.

9. DULCE SANCHEZ

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

10. DULCE SANCHEZ

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

11. JANITZA ALEJANDRO

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, 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 CARES Act, a disqualification of benefits for leaving work voluntarily, and liable for a non-fraud refund.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS DISMISSALS OF LATE APPEALS OR NON-JUSTICIABLE ISSUES TO THE BOARD OF REVIEW.

A-4 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS

1. BRUCE MULLINS

Claimant appealed a decision of the Appeal Tribunal holding the regular claim invalid and an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.
2. MILDRED BRADLEY  BOR DKT. 00240795

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

3. BRIAN MULLINS  BOR DKT. 00252635

Claimant appealed a decision of the Appeal Tribunal holding the regular claim invalid and an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.

4. BELINDA MITCHELL  BOR DKT. 00247927

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

5. GARY BASS  BOR DKT. 00248089

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, and eligible for Pandemic Unemployment Assistance (PUA) benefits from July 19, 2020 through August 29, 2020.

6. ROSA RODRIGUEZ  BOR DKT. 00249140

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

7. SHEILA MALLEY  BOR DKT. 00247788

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

8. MALCOLM SYKES  BOR DKT. 00247926

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

9. DAVID MORGAN  BOR DKT. 00249247

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 and a liability to a non-fraud refund.
10. NICOLE CINQUE  
BOR DKT. 00248608

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 to a non-fraud refund.

11. AUDREY JOHNSONMOSS  
BOR DKT. 00248474

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

12. ALBIN CARDY MARTE  
BOR DKT. 00247640

Claimant appealed a decision of the Appeal Tribunal holding the claimant disqualified for benefits for refusing work without good cause, ineligible for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

13. CATHERINE SCHMIDT  
BOR DKT. 00248786

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 to a non-fraud refund.

14. DEBRA STUBBS  
BOR DKT. 00250219

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits as she was not unemployed and liable for non-fraud refund.

15. MONICA SILVA  
BOR DKT. 00249408

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.

16. EDITH KREUZER  
BOR DKT. 00247394

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

17. GINA CHIRAFESI  
BOR DKT. 00246880

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits as she failed to report in accordance with the regulations of the Division.
18. JENNA HAZEKAMP  BOR DKT. 00244841

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

19. OLIVIA ROBINSON  BOR DKT. 00246422

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

20. OLAYEMI AGAGU  BOR DKT. 00246435

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under availability for work, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

21. JANETT GARCIA  BOR DKT. 00252918

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

22. MARIA GONZALEZ  BOR DKT. 00246922

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

23. TARIQ BAXLEY  BOR DKT. 00246718

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

24. MARDELIN DISLA  BOR DKT. 00234298

Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause, holding the claimant not unemployed, ineligible for benefits under ability to work.

25. CARLOS RAMIREZ  BOR DKT. 00238200

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for work under ability to work and a liability to a non-fraud refund.
26. CATHERINE OH  BOR DKT. 00238291

Claimant appealed a decision of the Appeal Tribunal ineligible for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

27. GLORIA BOZOR  BOR DKT. 00238860

Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for Extended Benefits (EB).

28. ADAM SCARANO  BOR DKT. 00240159

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Extended Benefits.

29. ROBERT REIDINGER  BOR DKT. 00247184

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

30. ALANNA ALEXANDER  BOR DKT. 00234029

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a non-fraud refund.

31. JINNY DIAZ DE PINA  BOR DKT. 00243493

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

32. CHRISTOPHER LEAY  BOR DKT. 00245756

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

33. IDOREYEN UDOTT  BOR DKT. 00250735

Claimant appealed a 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 under the C.A.R.E.S. Act, and liable for a non-fraud refund.
34. CHRISTIANNA PITCHER BOR DKT. 00245124

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, 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 the C.A.R.E.S. Act, and liable for a non-fraud refund.

35. MILAGROS SELLARS BOR DKT. 00252178

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

36. CAROLYN MORA BOR DKT. 00250106

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, an ineligibility for Pandemic Unemployment Assistance (PUA) 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.

37. BRIAN NOLAN BOR DKT. 00252335

Claimant appealed a decision of the Appeal Tribunal holding the weekly benefit rate reduced due to the receipt of a pension.

38. BREANNA LARKINS BOR DKT. 00245009

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

39. MICHAEL GRIGGS BOR DKT. 00234643

Claimant appealed a decision of the Appeal Tribunal holding him ineligible for benefits under actively seeking work and a liability to a refund.

40. BRINTHA JAYAPANDIAN BOR DKT. 00233383

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, and ineligible Pandemic Unemployment Assistance (PUA) benefits as the claimant’s unemployment was not due to one of the COVID-19 related reasons.
41. VIRGINIA ASHLEY  
BOR DKT. 00255212

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, and an ineligibility of Pandemic Unemployment Assistance (PUA) 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.

42. SVETLANA GIMPELEV  
BOR DKT. 00243650

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

43. JOSHUA HADDAD  
BOR DKT. 00231762

 Deputy appealed a decision of the Appeal Tribunal holding him ineligible for benefits under employed full-time and liable for a non-fraud refund.  (Board voted to table this case to a future agenda to review correspondence recently received from the claimant).

44. NAHZERE BULLOCK  
BOR DKT. 00245299

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

45. SALLY KHALIFA  
BOR DKT. 00246779

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.

46. LISA MESA  
BOR DKT. 00246629

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.

47. YESEÑIA AYALA SR.  
BOR DKT. 00248677

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.

48. LISA HAND  
BOR DKT. 00248693

Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily and no liability for a non-fraud refund.
49. TERESA BERGER  
BOR DKT. 00247971

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

50. RAYMOND HERRING
BOR DKT. 00248206

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant’s unemployment was not due to one of the COVID-19 related reasons and a liability to a non-fraud refund.

51. ALICIA KIM
BOR DKT. 00247783

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, ineligible for Pandemic Unemployment Assistance (PUA) 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 for a non-fraud refund.

52. MOHAMED SHALABY
BOR DKT. 00248035

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 and a liability to an agency refund.

53. ELIZABETH RICCI
BOR DKT. 00248219

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.

54. ANITA ROTHMILLER
BOR DKT. 00249177

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 to a non-fraud refund.

55. MADINA TALL
BOR DKT. 00248429

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, 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 non-fraud refund.
56. CARLOS MATOS  
BOR DKT. 00248422

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

57. AHMAD KHAN  
BOR DKT. 00248133

Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under immigration status.

58. CHRISTOPHER COELLO  
BOR DKT. 00214169

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

59. RICHARD KREUSCH  
BOR DKT. 00207400

Claimant appealed a decision of the Appeal Tribunal holding a refund liability due to the receipt of a Workers’ Compensation award.

60. JOEL PAGAN  
BOR DKT. 00252298

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

61. GRETTA BOHREN  
BOR DKT. 00232377

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

62. STEPHEN MCCROSSIN  
BOR DKT. 00241606

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant’s unemployment was not due to one of the COVID-19 related reasons, and a liability to an agency refund.

**ACTION:** BOARD VOTED TO ACCEPT THE REMAINING 61 CASES AS AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS.
A-5  AFFIRMED AND MODIFIED DECISIONS OF THE APPEAL TRIBUNAL

1. MATTHEW MEONI  BOR DKT. 00255259

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

2. RYAN LOFTEN  BOR DKT. 00228992

Claimant appealed a decision of the Appeal Tribunal holding ineligibility of benefits under availability for work, 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 CARES Act, a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, and liable for a non-fraud refund.

ACTION:  BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMED AND MODIFIED DECISIONS OF THE APPEAL TRIBUNAL

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

1. DOLORES BECKER  BOR DKT. 00248393

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

2. DARRELL STEWART  BOR DKT. 00241458

Claimant appealed a decision of the Appeal Tribunal holding the unemployment claim invalid and the claimant liable for refund.

3. HENRY MORGAN  BOR DKT. 00252239

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) as the claimant's unemployment was not due to one of the COVID-19 related reasons identified under the CARES Act, and a liability for a non-fraud refund.
4. SHEILA BURRIS
BOR DKT. 00246377

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

5. ELEFtheria Herrera
BOR DKT. 00244681

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant’s unemployment was not due to one of the COVID-19 related reasons, and a liability to an agency refund.

6. Anthony Molino
BOR DKT. 00164805

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.

7. Miranda Bucci
BOR DKT. 00248447

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

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

A-7 MODIFIED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL OR DEPUTY

1. Susan Chilvers
BOR DKT. 00252906

Claimant appealed a decision of the Appeal Tribunal which dismissed a portion of the appeal as late without good cause and a liability to a non-fraud refund.

2. Destiny James-Grady
BOR DKT. 00247427

Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits under leaving work voluntarily without good cause attributable to the work and a liability to a refund.
3. CARLOS ELVIR  BOR DKT. 00240791

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility under ability to work, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a refund liability.

4. BRANDON FAY  BOR DKT. 00246544

Employer appealed a decision of the Appeal Tribunal holding the claimant not disqualified for regular benefits under leaving work voluntarily without good cause attributable to the work, eligible for Pandemic Unemployment Assistance (PUA) benefits and a liability to a non-fraud refund.

5. LUCAS BARRAZA  BOR DKT. 00239026

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work with employer #1, voluntarily without good cause attributable to the work and a liability to an agency refund.

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

**A-8 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS**

1. HEERAL PATEL  BOR DKT. 00248924

Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as late without good cause, holding the claimant ineligible for benefits under availability for work.

2. ALIA VERONICA RIOFRIIO CRUZ  BOR DKT. 00230870

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

3. DEBORAH FERGUSON  BOR DKT. 00252552

Claimant appealed a decision of the Appeal Tribunal holding the claimant not unemployed, ineligible for benefits under availability for work, 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 for a non-fraud refund.
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<tr>
<th></th>
<th>Claimant</th>
<th>BOR DKT</th>
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<tr>
<td>4.</td>
<td>MARK BAUGH</td>
<td>00229688</td>
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<tr>
<td></td>
<td>Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, ineligible for benefits under availability for work, 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 a liability to a non-fraud refund.</td>
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<td>5.</td>
<td>SEAN ROWAN</td>
<td>00233435</td>
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<td>Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, ineligibility for Pandemic Unemployment Assistance (PUA) benefits as the claimant’s unemployment was not due to one of the COVID-19 related reasons under the CARES Act, and liable for a non-fraud refund.</td>
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<tr>
<td>6.</td>
<td>KATHLEEN BURT</td>
<td>00243857</td>
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<td></td>
<td>Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, 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.</td>
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<td>7.</td>
<td>MELISSA APONTE</td>
<td>00219748</td>
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<td></td>
<td>Claimant appealed a 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>8.</td>
<td>SHARON ROGERS</td>
<td>00234170</td>
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<tr>
<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for benefits under employed full-time, an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a non-fraud refund.</td>
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<tr>
<td>9.</td>
<td>CHRISTOPHER CIVIN</td>
<td>00237165</td>
</tr>
<tr>
<td></td>
<td>Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under employed full-time and ineligible for Pandemic Unemployment Assistance (PUA) benefits.</td>
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</tbody>
</table>
10. ROSALIE BURRUANO
BOR DKT. 00236965
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

11. JANE ALMEIDA
BOR DKT. 00247692
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause through the date the determination was mailed and not ineligible for Pandemic Unemployment Assistance (PUA) as claimant was available for work.

12. CARMELO NIEVES
BOR DKT. 00249116
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 and liable for a non-fraud refund.

13. MATTHEW SCHMARAK
BOR DKT. 00247505
Employer appealed the decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily without good cause attributable to the work.

14. RAMONA DIAZ
BOR DKT. 00252432
Claimant appealed a decision of the Appeal Tribunal 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, the Pandemic Unemployment Assistance (PUA) claim invalid, and liable for a non-fraud refund.

15. LOUIS SANTIAGO
BOR DKT. 00247518
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 MODIFICATIONS OF APPEAL TRIBUNAL DECISIONS.
A-9 **AFFIRMED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL**

1. **MARCO MALDONADO**  
   BOR DKT. 00248019  
   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 to a non-fraud refund.

2. **ALMERINDA FORNELOS**  
   BOR DKT. 00253312  
   Claimant appealed a decision of the Appeal Tribunal holding a disqualification for benefits for leaving work voluntarily without good cause attributable to the work and a liability to a refund.

3. **LISA ROGERS**  
   BOR DKT. 00242200  
   Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund as the claimant was employed with earnings.

4. **ROBERT PELLEGRINO III**  
   BOR DKT. 00244612  
   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. **YAMELETH BASTARDO**  
   BOR DKT. 00246059  
   Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work, a denial of Pandemic Unemployment Assistance (PUA) benefits as the claimant’s unemployment was not due to one of the COVID-19 related reasons, and liable for a non-fraud refund.

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

A-10 **REMANDS TO THE APPEAL TRIBUNAL OR DEPUTY**

1. **DESIREE COOPER**  
   BOR DKT. 00248023  
   Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.
2. DEJA DEMARIA
   BOR DKT. 00248258
   Claimant appealed a decision of the Appeal Tribunal dismissing the appeal as late without good cause.

3. RICHARD LUNATI
   BOR DKT. 00249275
   Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

4. MEIZHEN ZHANG
   BOR DKT. 00247515
   Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.

5. SAMANTHA ROBBerson
   BOR DKT. 00249106
   Claimant appealed the Appeal Tribunal decision holding an ineligibility as the claimant was employed with earnings and a liability to a non-fraud refund.

6. DAVID GALINDEZ
   BOR DKT. 00249084
   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.

7. KEYWAN BANNER GREEN
   BOR DKT. 00246304
   Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits.

8. DAYANARA FERRERAS
   BOR DKT. 00246737
   Claimant appealed a decision of the Appeal Tribunal holding an ineligibility for Pandemic Unemployment Assistance (PUA) benefits and a liability to a refund.

9. HECTOR RIVERA
   BOR DKT. 00247234
   Employer appealed a decision of the Appeal Tribunal holding no disqualification for benefits for leaving work voluntarily without good cause attributable to the work and no disqualification for misconduct connected with the work.
10. YEAHIA AHMED  
BOR DKT. 00254512

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

11. MICHAEL BYRNE  
BOR DKT. 00238768

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

12. JERMAINE DE PINA  
BOR DKT. 00228196

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

13. DANTE JOHNSON  
BOR DKT. 00242265

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.

14. ZACHARY GALLO  
BOR DKT. 00255170

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

15. KATELYN SENIA  
BOR DKT. 00246296

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 CARES Act, and liable for non-fraud refund.

16. ALEC GEORGE  
BOR DKT. 00247313

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

17. LYNDA TRAN  
BOR DKT. 00248738

Claimant appealed the decision of the Appeal Tribunal holding the claimant employed full-time and liable for a non-fraud refund.
18. KIERSTYN SOTO  BOR DKT. 00233452

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

19. KIMBERLEY WILLIAMS  BOR DKT. 00233876

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

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

A-11  REVERSED AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL

1. LUIS CARRANZA  BOR DKT. 00247858

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

2. ISHA PATEL  BOR DKT. 00244971

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 AND REMANDED DECISIONS TO THE APPEAL TRIBUNAL.

SECTION B – MISCELLANEOUS MATTERS/CASES FOR DISCUSSION

B-1  TINA LINDOR  BOR DKT. 00248042

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.  (**Appellate Specialist Zola**)
ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL TO CONSIDER NEW EVIDENCE SUBMITTED BY THE CLAIMANT, TO DETERMINE WHETHER THE CLAIMANT RESIGNED IN LIEU OF AN IMMINENT LAYOFF.

B-2 MARJORIE ZALEGOWSKI BOR DKT. 00234403

Claimant appealed a decision of the Appeal Tribunal holding the claimant liable for a non-fraud refund. (Appellate Specialist Alverio)

ACTION: BOARD VOTED TO REMAND THIS CASE TO THE APPEAL TRIBUNAL FOR TESTIMONY FROM THE DEPUTY, WHO DID NOT PARTICIPATE IN THE INITIAL HEARING, TO ASCERTAIN THE REASON FOR THE AGENCY REFUND.

B-3 CHENE COOKE BOR DKT. 00248462

Deputy appealed a decision of the Appeal Tribunal holding the claimant eligible for Pandemic Unemployment Assistance (PUA), and not liable for a non-fraud refund. (Appellate Specialist Zola)

ACTION: BOARD VOTED TO REMAND THIS CASE TO THE DEPUTY TO ISSUE A MONETARY RE-DETERMINATION BASED ON NEW EVIDENCE THAT WOULD SUBSTANTIATE A COMBINED WAGE CLAIM WHICH POTENTIALLY MAY AFFECT THE CLAIMANT’S LIABILITY TO REFUND BENEFITS PAID. THE CLAIMANT’S RIGHT TO APPEAL SHALL REMAIN INVIOLATE FROM ANY NEW DETERMINATION OF THE DEPUTY AND DIRECTOR.

B-4 ALISSA BARROW BOR DKT. 00254891

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 liable for a non-fraud refund. (Appellate Specialist Zola)

B-5 SYEDA KAUSAR BOR DKT. 00248264

Claimant appealed a decision of the Appeal Tribunal holding an ineligibility of benefits under availability to work, ineligible for Pandemic Unemployment Assistance (PUA) 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 for a non-fraud refund. (Appellate Specialist Zola)


B-6 ROSA TORRES BOR DKT. 00243432

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 to a non-fraud refund. (Appellate Specialist Zola)

ACTION: BOARD VOTED TO AFFIRM THE DECISION OF THE APPEAL TRIBUNAL WITH AN ADDITIONAL STATEMENT ADDRESSING THE CLAIMANT'S CONTENTIONS.