MINUTES OF REGULAR MEETING OF
THE BOARD OF REVIEW
DECEMBER 30, 2020

NANCY HUNT, CHAIRPERSON

WILLIAM SCAGLIONE, VICE-CHAIR

SHAHRAZAD A. LEDAN, ACTING EXECUTIVE SECRETARY
BOARD OF REVIEW MEETING DECEMBER 30, 2020

DECEMBER 30, 2020

A regular meeting of the Board of Review was held on Wednesday, December 30, 2020 at 10:00 a.m., via conference call, in Trenton, New Jersey.

PRESENT: Nancy Hunt, Chairperson, William Scaglione, Vice-Chairperson, Shahrazad A. Ledan, 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 – DECEMBER 30, 2020  
MEETING

BOARD MINUTES:

Submitted for adoption are the minutes of the December 16, 2020 Board meeting.

ACTION: BOARD VOTED TO ADOPT THE MINUTES OF THE DECEMBER 16, 2020 MEETING.

SECTION A – HEARING MATTERS

A-1 WITHDRAWAL OF APPEALS

1. ALBERT MARTIN  BOR DKT. 00223067

Employer requested to withdraw their appeal of the Appeal Tribunal decision holding no disqualification of benefits for misconduct connected with the work.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A WITHDRAWAL OF AN APPEAL TO THE BOARD OF REVIEW.

A-2 VACATED APPEALS TO THE BOARD OF REVIEW

1. ANAT SHMULOVICH  BOR DKT. 00221014

Claimant submitted a letter that was erroneously processed as an appeal to the Board of Review.

2. DANIELLE DERIEUX  BOR DKT. 00216478

Claimant submitted a letter that was erroneously processed as an appeal to the Board of Review.

3. RITA KING  BOR DKT. 00224098

Claimant submitted a letter that was erroneously processed as an appeal to the Board of Review.

4. CHRISTOPHER DAVIDSON  BOR DKT. 00219174

Claimant submitted a letter that was erroneously processed as an appeal to the Board of Review.
ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS VACATED APPEALS TO THE BOARD OF REVIEW.

A-3 DISMISSELS OF LATE APPEALS OR NO JUSTICIABLE ISSUE TO THE BOARD OF REVIEW

1. VICTOR JINOTTI  BOR DKT. 00209710
   Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to such work.

2. EUGENE COLEMAN  BOR DKT. 00198288
   Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to such work.

3. ANGELICA WILLIAMS  BOR DKT. 00202178
   Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

4. NIKKI GIORDANO  BOR DKT. 00219277
   Claimant appealed the decision of the Appeal Tribunal holding the claimant ineligible for benefits as the claimant had reasonable assurance of reemployment between terms.

5. RODOLFO OSOY  BOR DKT. 00220289
   Claimant appealed a decision of the Appeal Tribunal dismissing appeal as late without good cause.

6. PAIGE HUMEN  BOR DKT. 00202383
   Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to such work.

7. KENNETH LODER  BOR DKT. 00208722
   Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily, and holding the claimant ineligible for benefits under availability for work.
<table>
<thead>
<tr>
<th>Claimant Name</th>
<th>DKT Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>EBONY NEWBILL</td>
<td>BOR DKT. 00198618</td>
</tr>
<tr>
<td>Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and liable for a non-fraud refund.</td>
<td></td>
</tr>
<tr>
<td>BREYONNA ALLEN</td>
<td>BOR DKT. 00210459</td>
</tr>
<tr>
<td>Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and that subsequent weeks and wages were insufficient to remove the disqualification imposed.</td>
<td></td>
</tr>
<tr>
<td>ANTHONY THORPE</td>
<td>BOR DKT. 00200651</td>
</tr>
<tr>
<td>Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to such work.</td>
<td></td>
</tr>
<tr>
<td>AMY ALLEGRENO-MORALES</td>
<td>BOR DKT. 00209942</td>
</tr>
<tr>
<td>Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to such work.</td>
<td></td>
</tr>
<tr>
<td>JANET TOLEDO</td>
<td>BOR DKT. 00208819</td>
</tr>
<tr>
<td>Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily and the dismissing the appeal, in part, as late without good cause.</td>
<td></td>
</tr>
<tr>
<td>RAHEEN MELVIN</td>
<td>BOR DKT. 00193895</td>
</tr>
<tr>
<td>Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work.</td>
<td></td>
</tr>
<tr>
<td>HUAN LI</td>
<td>BOR DKT. 00213675</td>
</tr>
<tr>
<td>Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.</td>
<td></td>
</tr>
<tr>
<td>JOSE SERRANO</td>
<td>BOR DKT. 00205807</td>
</tr>
<tr>
<td>Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to such work.</td>
<td></td>
</tr>
<tr>
<td>TAMARA RILEY</td>
<td>BOR DKT. 00207669</td>
</tr>
<tr>
<td>Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work.</td>
<td></td>
</tr>
</tbody>
</table>
17. XIAOXIN CAI
BOR DKT. 00187334
Claimant appealed a decision of the Appeal Tribunal holding the claimant ineligible for benefits under availability for work.

18. RICHARD MAYTE
BOR DKT. 00201573
Claimant appealed decision of the Appeal Tribunal holding a disqualification for leaving the work voluntarily without good cause attributable to such work.

19. SUPERIOR KING
BOR DKT. 00216459
Claimant appealed a decision of the Appeal Tribunal which dismissed the appeal and remanded the matter of dependency allowance to the Deputy for a determination.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS DISMISSALS OF LATE APPEALS OR NO JUSTICIABLE ISSUES TO THE BOARD OF REVIEW.

A-4 AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS

1. HANA AHN
BOR DKT. 00212843
Claimant appealed a decision of the Appeal Tribunal dismissing appeal as late without good cause.

2. JAMIE OSTERGAARD
BOR DKT. 00212533
Claimant appealed a decision of the Appeal Tribunal dismissing appeal as late without good cause.

3. NATHANIEL BAEZ
BOR DKT. 00218012
Claimant appealed a decision of the Appeal Tribunal dismissing appeal as late without good cause.

4. MARCELINE BEAUGE CELESTIN
BOR DKT. 00223704
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.
5. VIRGINIA HERNANDEZ  BOR DKT. 00219460
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

6. CAROLINE SIRMANS  BOR DKT. 00225749
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

7. MIGUEL SOSA  BOR DKT. 00220468
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

8. DANIELLE ZACCAGNI  BOR DKT. 00224773
Claimant appealed a decision of the Appeal Tribunal dismissing appeal as late without good cause.

9. MARILUZ FIGUEROA  BOR DKT. 00223634
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

10. MALACHI GABLE  BOR DKT. 0022482
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

11. JUDY TYNDALL  BOR DKT. 00220358
Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.

12. WALTER WRONIUK  BOR DKT. 00217670
Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing.

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASES AS AFFIRMATIONS OF APPEAL TRIBUNAL DECISIONS.
A-5 Remands to the Appeal Tribunal or Deputy

1. LARISSA SAPONARA  
BOR DKT. 00223241

Claimant appealed a decision of the Appeal Tribunal which withdrew the claimant's appeal.

2. ANTHONY MUCCIOLLO  
BOR DKT. 00225125

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

3. MINDY DENNY  
BOR DKT. 00217591

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

4. JESSICA HE  
BOR DKT. 00225152

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 liable for a non-fraud refund.

5. ASHLEY VALENTIN  
BOR DKT. 00225473

Claimant appealed the decision of the Appeal Tribunal which held the claimant ineligible for benefits as the claimant was not unemployed, and ineligible for Pandemic Unemployment Assistance as the claimant’s unemployment was not due to a Covid-19 related reason, and held the claimant liable for a non-fraud refund.

6. MICHELLE METZ  
BOR DKT. 00223560

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work, liable for a non-fraud refund and ineligible for Pandemic Unemployment Assistance.

7. MAVIS OTCHERE  
BOR DKT. 00224216

Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work.
<table>
<thead>
<tr>
<th></th>
<th>Name</th>
<th>BOR DKT.</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>8</td>
<td>JONAS VICIOSO</td>
<td>00221594</td>
<td>Claimant appealed a decision of the Appeal Tribunal which dismissed the appeal as late without good cause.</td>
</tr>
<tr>
<td>9</td>
<td>WENDY SOROKATA</td>
<td>00218787</td>
<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 and holding the claimant liable for a non-fraud refund.</td>
</tr>
<tr>
<td>10</td>
<td>REINA ZORRILLA</td>
<td>00208950</td>
<td>Employer appealed the decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily.</td>
</tr>
<tr>
<td>11</td>
<td>ELOY PAREDES</td>
<td>00219505</td>
<td>Claimant appealed the decision of the Appeal Tribunal dismissing the appeal as late without good cause.</td>
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<tr>
<td>12</td>
<td>ZULMA FLORES</td>
<td>00209398</td>
<td>Claimant appealed the decision of the Appeal Tribunal denying the request to reopen the matter due to non-registration for the hearing.</td>
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<tr>
<td>13</td>
<td>LUIS DIAZ</td>
<td>00218482</td>
<td>Employer appealed the decision of the Appeal Tribunal dismissing the appeal due to non-registration for the hearing.</td>
</tr>
<tr>
<td>14</td>
<td>THOMAS THOMPSON</td>
<td>00221709</td>
<td>Claimant appealed the decision of the Appeal Tribunal holding a disqualification of benefits for misconduct connected with the work and liable for non-fraud refund.</td>
</tr>
<tr>
<td>15</td>
<td>CRISTINA AGUIRRE-LOPEZ</td>
<td>00219355</td>
<td>Employer appealed a decision of the Appeal Tribunal holding no disqualification for misconduct connected with the work, and not liable for a non-fraud refund.</td>
</tr>
</tbody>
</table>
16. ILKA POU

Employer appealed a decision of the Appeal Tribunal holding no disqualification for misconduct connected with the work, and not liable for a non-fraud refund.

17. KYLE HAMMONDS

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

18. CHAYLEEN PROBASCO

Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily, a disqualification of benefits for misconduct connected with the work, and not ineligible for benefits under availability for work.

19. MICHAEL SOTIRE

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

20. REBIE SPELL

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

21. DENISE NOBLE

Employer appealed a decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily and not liable for a non-fraud refund.

22. MARIA BORJA

Employer appealed a decision of the Appeal Tribunal holding the claimant unemployed and not working full-time.

23. JARED DOTTTS

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

24. DIANA WILLIAMS

Employer appealed a decision of the Appeal Tribunal holding the claimant filed which held no disqualification of benefits for leaving work voluntarily.
ACTION: 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 CHRISTINA PALACIOS BOR DKT. 00204742
Claimant appealed a decision of the Appeal Tribunal holding the unemployment claim invalid. (Appellate Specialist Zola)

ACTION: BOARD VOTED TO ACCEPT THE ABOVE CASE AS A DISMISSAL OF LATE APPEAL TO THE BOARD OF REVIEW.

B-2 SWALAHIA MOHAMED BOR DKT. 00211281
Employer appealed the decision of the Appeal Tribunal dismissing the appeal due to non-registration for the hearing. (Appellate Specialist Matos)

ACTION: BOARD VOTED TO TABLE THIS CASE TO A FUTURE AGENDA FOR FURTHER REVIEW AFTER SENDING A LETTER TO THE EMPLOYER FOR CLARIFICATION REGARDING WHETHER THEY HAVE CONFIRMATION OF REGISTRATION FOR THE HEARING.

B-3 DONNAJEAN TULL BOR DKT. 00220203
Claimant appealed a decision of the Appeal Tribunal holding a disqualification of benefits for leaving work voluntarily without good cause attributable to the work. (Appellate Specialist Zola)

ACTION: BOARD VOTED TO TABLE THIS CASE TO A FUTURE AGENDA FOR FURTHER REVIEW AFTER SENDING A LETTER TO THE CLAIMANT FOR CLARIFICATION REGARDING WHEN THE CLAIMANT MAILED HER APPEAL LETTER TO THE BOARD.
Employer appealed the decision of the Appeal Tribunal holding no disqualification of benefits for leaving work voluntarily without good cause attributable to the work. (Appellate Specialist Hart)

**ACTION:** BOARD VOTED TO ACCEPT THE ABOVE CASE AS A DISMISSAL OF LATE APPEAL TO THE BOARD OF REVIEW.

Employer appealed the decision of the Appeal Tribunal holding no disqualification for misconduct connected with the work. (Appellate Specialist Alverio)

**ACTION:** BOARD VOTED TO ACCEPT THE ABOVE CASE AS A REMAND TO THE APPEAL TRIBUNAL TO GIVE THE EMPLOYER AN OPPORTUNITY TO PRESENT A FIRSTHAND WITNESS.