



Elmer L. Newlin, Chairman
Vance G. Daniels, Sr.
Donald Dryden
Beverly G. Bell
Taube R. Carpenter

State of Delaware
UNEMPLOYMENT INSURANCE APPEALS BOARD
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**UNEMPLOYMENT INSURANCE APPEAL BOARD
MAY 14, 2014
WILMINGTON
MINUTES**

The meeting was held at 4425 N. Market St Wilmington, DE. A quorum of the Board was present for the meeting. Present: Elmer L. Newlin, Chairman of the Board, Donald Dryden, Beverly Bell, Taube R. Carpenter and Vance G. Daniels, Sr., Board Members. Also present Catherine Damavandi, Esquire Deputy Attorney General of Counsel to Board, Lynn Raikes Board Secretary.

THE FOLLOWING CASES WERE HEARD BY THE BOARD:

Deborah L. Brown v. Positive Directions – AD# 20931052

Present: Karen Diggins, employer's representative. Although duly notified, the claimant Deborah L. Brown failed to appear. A motion was made by Mr. Dryden, and seconded by Mrs. Carpenter. The Board moved to dismiss. All members agreed.

Katheryn A. Scottillio v. None Involved – AD# 20943411

Present: Katheryn A. Scottilli, claimant; Catherine Rauso, agency representative. A motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny benefits. All members agreed.

Melody C. Starling v. Family Medicine – AD# 20933124

Present: Melody C. Starling, claimant; Jeff Martin, Esquire, employer's attorney. La'asa Robinson, employer's representative; Carla Smith, employer's representative; Wendy Gill, employer's representative. A motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and award benefits. All members agreed.

Reginald West v. None Involved – AD# 10937486

Present: Reginald West, claimant. Although duly notified, the agency failed to appear. A motion was made by Mrs. Bell, and seconded by Mr. Dryden. The Board moved to affirm the Referee and deny benefits.

Lashell Hall v. JEM Services Master – AD# 20940417

Present: Samantha Hinkle, employer's representative. Although duly notified, the claimant Lashell Hall failed to appear. A motion was made by Mr. Daniels, and seconded by Mrs. Bell. The Board moved to affirm the Referee and award benefits. All members agreed.

Dia Booker v. Staples AD# 20940417

Present: Dia Booker, claimant; Diedre Booker, claimant's witness; Dave Cummings, employer's representative. A motion was made by Mr. Dryden, and seconded by Mrs. Bell. The Board moved to affirm the Referee and deny benefits. All members agreed.

Whitney A. Cooper v. Concord Massage – AD# 20940417

Present: Allison Walter, employe's representative. Although duly notified, the claimant Whitney A. Cooper failed to appear. A motion was made by Mr. Dryden, and seconded by Mrs. Carpenter. The Board moved to dismiss. All member agreed.

Dannie El v. First State Orthopedics – AD# 20937812

Present: Dannie El, claimant; Timothy Carrington, employer's representative. A motion was made by Mr. Dryden, and seconded by Mrs. Bell. The Board moved to affirm the Referee and deny benefits. Mrs. Carpenter and Mr. Newlin agreed. Board Member Vance G. Daniels, Sr. was not present for the hearing.

Marilyn A. Lambert v. Horizon House, Inc. – AD# 20933517

POSTONPONED

Francis Petrowsky v. North American Refractories – AD# 10940368

TABLED

Ladln S. Davis v. OTAC Hardees #4 – AD# 20937330

Present: Ozzie Henriques, employer's representative; Carol Davis, employer's representative. Although duly notified, the claimant Ladin S. Davis failed to appear. A motion was made by Mr. Daniels, and seconded by Mrs. Bell. The Board moved to affirm the Referee and award benefits. Mr. Dryden and Mr. Newlin agreed. Board Member Taube R. Carpenter was not present for the hearing.

Chenetta N. Allen v. Comcast Cable – AD# 20941117

Present: Chenetta N. Allen, claimant. Although duly notified, the employer Comcast Cable failed to appear. A motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny benefits. Mr. Dryden and Mr. Newlin agreed. Board Member Taube R. Carpenter was not present for the hearing.

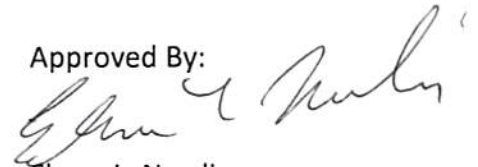
Eric Rhoades v. Performance Auto Body – AD# 20940417

Present: Eric Rhoades, claimant; Susan Cullen, claimant's witness; Anthony Figliola, Esquire, claimant's attorney; Blaine Bailey, employer's representative. A motion was made by Mr. Daniels, and seconded by Mr. Dryden. The Board moved to affirm the Referee and deny benefits. Mrs. Bell and Mr. Newlin agreed. Board Member Taube R. Carpenter was not present for the hearing.

Respectfully Submitted:


Lynn Raikes
Board Secretary

Approved By:


Elmer L. Newlin
Chairman
Unemployment Insurance
Appeal Board



Elmer L. Newlin, Chairman
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REVIEWS
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Giovon Tate vs. Polymer Tech – AD# 10946189 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to remand back to the Referee.

Aubrey Weston v. Mountaire Farms – AD# 70944270 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to remand back to the Referee

James Wilson v. None Involved – AD# 60941918 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to remand back to the Referee.

Djimmy Augustin v. Mountaire Farms – AD# 70938670 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to deny further hearing due to a late appeal to the Board.

Blaine Wright v. Pizza System – AD# 20936983 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to remand back to the Referee.

Stanley Washington v. Diamond – AD# 10933654 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny further hearing due to 2x's failure to appear at the Referee.

Denny Torres v. Integrity Staffing – AD# 40938665 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny further hearing due to 2x's failure to appear at the Referee.

Virginia Fleurantus v. None Involved – AD# 50935876 & 50935865 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny further hearing regarding overpayment.

John Cheeks v. None Involved – AD# 50944902 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to remand back to the Referee for clarification of the dates referred to on the Referee's decision.

Rufus Gibbs v. Mountaire Farms – aD# 40933729 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny further hearing regarding timeliness.

Evan Reuschling v. None Involved – AD# 50944875 & 50944872 a motion was made by Mr. Daniels, and seconded by Mr. Newlin. The Board moved to affirm the Referee and deny further hearing regarding timeliness.

N. F. Akinola v. Rick Vanstory – AS# M0942183 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny further hearing regarding timeliness.

Michael Postels v. None Involved – AD# 50947162 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to remand back to the Referee for clarification of the dates referred to on the Referee's decision.

L. Coffman v. Capitol Cleaners – AD# 40940994 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to deny the request for further hearing due to a late appeal to the Board.

Nnenna Obasi v. None Involved – AD# 50944889; 50944891;50944895 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to deny the request further hearing due to a late appeal to the Board.

D. S. Sullivan v. None Involved – AD# 60940978 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny further hearing regarding a non-fraudulent overpayment.

Georgianne Venish v. None Involved – AD# 60914674 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny further hearing regarding a non-fraudulent overpayment.

Nicholas Gibbs v. U.S. Army – AD# 40939193 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to affirm the Referee and deny further hearing regarding military wages.

Rufus Barnes Jr. v. Ruan – AD# 10936421 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to deny the request for further hearing due to a 3rd party appeal. J.T. Letter was sent out certified.

Joseph Tuono v. Dogfish – AD# 70933415 a motion was made by Mrs. Bell, and seconded by Mr. Daniels. The Board moved to deny the request for rehearing.

Respectfully Submitted:



Lynn Raikes
Board Secretary

Approved By:



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Chairman
Unemployment Insurance
Appeal Board