

**Board of Review  
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**Paul T. Fitzgerald, Esq.  
Chairman  
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Member  
Michael J. Albano  
Member**

**Issue ID: 0049 0965 50**

### Introduction and Procedural History of this Appeal

The claimant appeals a decision by a review examiner of the Department of Unemployment Assistance (DUA) to deny the claimant benefits following his separation from employment on July 5, 2020. We review, pursuant to our authority under G.L. c. 151A, § 41, and affirm.

On October 20, 2020, the agency initially determined that the claimant was not entitled to unemployment benefits. The claimant appealed and only the claimant attended the hearing.<sup>1</sup> In a decision rendered on September 25, 2021, the review examiner affirmed the agency determination, concluding that the claimant voluntarily left employment without good cause attributable to the employer or urgent, compelling, and necessitous reasons and, thus, he was disqualified under G.L. c. 151A, § 25(e)(1). The Board accepts the claimant's application for review.

### Ruling of the Board

After considering the recorded testimony and evidence from the hearing, the review examiner's decision, and the claimant's appeal, we conclude that the review examiner's decision is based on substantial evidence and is free from any error of law affecting substantive rights.

However, in light of the fact that, in Issue ID # 0058 9179 96, the DUA issued a Notice of Requalification ending the claimant's disqualification as of June 19, 2021, we are placing an end date on the claimant's indefinite disqualification in the matter before us.

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<sup>1</sup> The employer was invited to participate in the hearing as a witness only but did not attend.

The review examiner's decision is affirmed. The claimant is denied benefits from the week beginning July 5, 2020, until June 19, 2021. He is entitled to receive benefits for the week beginning June 20, 2021, and for subsequent weeks if otherwise eligible.



Paul T. Fitzgerald, Esq.  
Chairman

**BOSTON, MASSACHUSETTS**  
**DATE OF DECISION - October 22, 2021**



Charlene A. Stawicki, Esq.  
Member

Member Michael J. Albano did not participate in this decision.

**ANY FURTHER APPEAL WOULD BE TO A MASSACHUSETTS  
STATE DISTRICT COURT  
(See Section 42, Chapter 151A, General Laws, Enclosed)**

The last day to appeal this decision to a Massachusetts District Court is thirty days from the mail date on the first page of this decision. If that thirtieth day falls on a Saturday, Sunday, or legal holiday, the last day to appeal this decision is the business day next following the thirtieth day.

To locate the nearest Massachusetts District Court, see:  
[www.mass.gov/courts/court-info/courthouses](http://www.mass.gov/courts/court-info/courthouses)

Please be advised that fees for services rendered by an attorney or agent to a claimant in connection with an appeal to the Board of Review are not payable unless submitted to the Board of Review for approval, under G.L. c. 151A, § 37.

AB/rh