

**Board of Review**  
**100 Cambridge Street, Suite 400**  
**Boston, MA 02114**  
**Phone: 617-626-6400**  
**Fax: 617-727-5874**

**Paul T. Fitzgerald, Esq.**  
**Chairman**  
**Charlene A. Stawicki, Esq.**  
**Member**  
**Michael J. Albano**  
**Member**

**Issue ID: 0073 7517 01**

Introduction and Procedural History of this Appeal

The claimant appeals a decision by a review examiner of the Department of Unemployment Assistance (DUA) to award the claimant benefits following her separation from employment on October 18, 2021. We review, pursuant to our authority under G.L. c. 151A, § 41, and affirm.

On February 26, 2022, the agency initially determined that the claimant was not entitled to unemployment benefits. The claimant appealed and only the claimant attended the hearing. In a decision rendered on February 7, 2023, the review examiner reversed the agency determination, concluding that the claimant did not engage in deliberate misconduct in wilful disregard of the employer's interest and, thus, was not disqualified under G.L. c. 151A, § 25(e)(2).

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.

Although this decision was favorable to the claimant and benefits were awarded to her, we reviewed the DUA's electronic record-keeping system, UI Online, and recognize that she was not paid on her 2021-01 claim. There are two issues preventing payment on the claim. The claimant was issued a Notice of Disqualification dated November 30, 2021, in Issue ID # 0073 7046 95 and a Notice of Disqualification in Issue ID # 0074 3953 85 dated June 30, 2022. The claimant may contact the DUA's customer service line to address these issues.

The review examiner's decision is affirmed.

**BOSTON, MASSACHUSETTS**  
**DATE OF DECISION - February 28, 2024**



Charlene A. Stawicki, Esq.  
Member



Michael J. Albano  
Member

Chairman Paul T. Fitzgerald, Esq. 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.

MR/rh