

**Board of Review
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**Paul T. Fitzgerald, Esq.
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Issue ID: 0084 6961 85

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 beginning January 19, 2025, until the date the claimant completes the RESEA review. We review, pursuant to our authority under G.L. c. 151A, § 41, and we affirm in part and reverse in part.

On December 23, 2024, the agency initially determined that the claimant was not entitled to unemployment benefits. The claimant appealed and attended the hearing. In a decision rendered on January 16, 2025, the review examiner modified the agency determination, concluding that the claimant had good cause for her failure to complete the RESEA review by the December 20, 2024, deadline date, but that the claimant had not established that she had completed the review as of the date of the hearing on January 15, 2025. Thus, the claimant was not disqualified from December 15, 2024, to the week ending January 18, 2025, but she was disqualified beginning January 19, 2025, until the date she completes the review, under G.L. c. 151A, § 25(a). The Board accepted 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, a review of the current information in the Department of Career Services' Massachusetts One Stop Employment System (MOSES) shows that the claimant completed her RESEA Review on January 17, 2025. Having thus completed her RESEA obligations, we have placed an end date on the disqualification as of the week ending December 14, 2024.

The review examiner's decision is affirmed in part and reversed in part. The claimant is entitled to receive benefits for the period beginning December 15, 2024, and for subsequent weeks if otherwise eligible.

**BOSTON, MASSACHUSETTS
DATE OF DECISION - April 25, 2025**



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

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.

PGS/rh