

**Board of Review  
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**Charlene A. Stawicki, Esq.  
Member  
Michael J. Albano  
Member**

**Issue ID: 352-MMF7-8PJK**

### 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 May 31, 2025. We review, pursuant to our authority under G.L. c. 151A, § 41, and affirm.

On June 20, 2025, the agency initially determined that the claimant was not entitled to unemployment benefits. The claimant appealed, and both parties attended the hearing. In a decision rendered on August 8, 2025, the review examiner modified the agency determination. The review examiner concluded that the claimant voluntarily left his employment without good cause attributable to the employer or for an urgent, compelling and necessitous reason, and, thus, was disqualified under G.L. c. 151A, § 25(e)(1), for the week ending May 31, 2025, and thereafter. However, the review examiner further determined that the claimant was eligible for benefits for his notice period, the weeks ending May 17, 2025, and May 24, 2025, because the claimant's dismissal for this period was not for a violation of reasonable and uniformly enforced rule or policy, nor did the claimant engage in deliberate misconduct in wilful disregard of the employer's interest. 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.

In doing so, we disregard the statement that the review examiner made in her decision that the claimant did not appear for work due to being detained for a pending criminal charge. There is nothing in the record about a pending criminal charge against the claimant. This factual error does not affect our decision in this case.

The review examiner's decision is affirmed. The claimant is denied benefits for the week ending May 31, 2025, and thereafter.

**BOSTON, MASSACHUSETTS**  
**DATE OF DECISION - September 30, 2025**



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Member



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**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.

MM/rh