

- DECISION -

Claimant:
MARK A ZAKOWSKY

Decision No.: 1126-BR-03

Date: May 01, 2003

Appeal No.: 0303417

S.S. No.:

Employer:
COCA COLA ENTERPRISES INC

L.O. No.: 63

Appellant: Claimant

Issue: Whether the claimant was able, available and actively seeking work within the meaning of the Maryland Code, Labor and Employment Article, Title 8 Section 903.

- NOTICE OF RIGHT OF APPEAL TO COURT -

You may file an appeal from this decision in the Circuit Court for Baltimore City or one of the Circuit Courts in a county in Maryland. The court rules about how to file the appeal can be found in many public libraries, in the *Maryland Rules of Procedure, Title 7, Chapter 200*.

The period for filing an appeal expires: May 31, 2003

REVIEW ON THE RECORD

Upon review of the record in this case, the Board of Appeals adopts the findings of fact of the Hearing Examiner. However the Board concludes that these findings of fact warrant a different conclusion of law.

Section 8-903 provides that a claimant must be able to work available to work and actively seeking work in each week for which benefits are claimed.

Attending one class, one evening a week, for a total of 3 hours, is not a substantial restriction on the claimant's ability to work.

DECISION

The claimant is able to work, available for work and actively seeking work within the meaning of Maryland Code Annotated, Labor and Employment Article, Title 8, Section 903. Benefits are allowed from the week beginning January 12, 2003.

The decision of the Hearing Examiner is reversed..



Donna Watts-Lamont, Associate Member

Hazel A. Warnick, Chairperson

Copies mailed to:

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