

 **Maryland**
Department of Economic &
Employment Development

William Donald Schaefer
Governor
Mark L. Wasserman
Secretary

Board of Appeals
1100 North Eutaw Street
Baltimore, Maryland 21201
Telephone: (410) 333-5032

Thomas W. Keech, Chairman
Hazel A. Warnick, Associate Member
Donna P. Watts, Associate Member

	Decision No.:	1519 1518-BR-93
	Date:	Sept. 15, 1993
Claimant: John Sansone	Appeal No.:	9306444
	S.S. No.:	
Employer:	L. O. No.:	8
	Appellant:	CLAIMANT

Issue: Whether the claimant was able, available and actively seeking work, within the meaning of §8-903 of the Labor and Employment Article.

- 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 appeal can be found in many public libraries, in the *Annotated Code of Maryland, Maryland Rules*, Volume 2, B rules.

The period for filing an appeal expires October 15, 1993

- APPEARANCES -

FOR THE CLAIMANT:

FOR THE EMPLOYER:

REVIEW ON THE RECORD

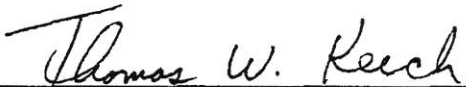
Upon review of the record in this case, the Board of Appeals reverses the decision of the Hearing Examiner.

The claimant was disqualified because he often works for himself, as he testified. The claimant, however, also works for others, as an employee. In fact, he established his monetary eligibility by working for a temporary employment agency. He is looking for contracts, casual work and laboring work of any kind, both part-time and full-time, as both an employee and a contractor. Under these circumstances, the Board concludes that he is able to work and available for work. See, the Board decision in Butterfield (671-BR-91).

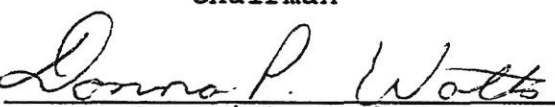
DECISION

The claimant was able to work, available for work and actively seeking work within the meaning of §8-903 of the Labor and Employment Article. No penalty is imposed based upon his method of searching for work.

The decision of the Hearing Examiner is reversed.



Chairman



Associate Member

K:DW
kbm
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CLAIMANT

UNEMPLOYMENT INSURANCE - ANNAPOLIS

Buffy Sansone
Cape St. Claire
Annapolis, MD 21401

 **Maryland**
Department of Economic &
Employment Development

William Donald Schaefer, Governor
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Telephone: (410) 333-5040

— D E C I S I O N —

Claimant:	Date:	Mailed:
John H. Sansone	4/29/93	4/29/93
	Appeal No.:	9306444
	S. No.:	
Employer:	LO. No.:	8
	Appellant:	Claimant

Issue: Whether the claimant was able. available and actively seeking work under the MD Code, Labor and Employment Article, Title 8, Section 903 and 806 untimely appeal.

— NOTICE OF RIGHT TO PETITION FOR REVIEW —

ANY INTERESTED PARTY TO THIS DECISION MAY REQUEST A REVIEW AND SUCH PETITION FOR REVIEW MAY BE FILED IN ANY OFFICE OF THE DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT, OR WITH THE BOARD OF APPEALS, ROOM 515, 1100 NORTH EUTAW STREET, BALTIMORE, MARYLAND 21201, EITHER IN PERSON OR BY MAIL

May 14, 1993

THE PERIOD FOR FILING A PETITION FOR REVIEW EXPIRES ON

NOTE: APPEALS FILED BY MAIL INCLUDING SELF-METERED MAIL, ARE CONSIDERED FILED ON THE DATE OF THE U.S. POSTAL SERVICE POSTMARK

— A P P E A R A N C E S —

FOR THE CLAIMANT:

FOR THE EMPLOYER:

Claimant - Present

Nikki Gladding, Unemployment Insurance Supervisor

FINDINGS OF FACT

The claimant applied for unemployment insurance benefits establishing non-monetary eligibility for the year beginning January 31, 1993 and qualifying for a weekly benefit amount