

- DECISION -

Claimant:
ANTIONNE L HUDSON

Decision No.: 1564-BR-08

Date: July 10, 2008

Appeal No.: 0809663

S.S. No.:

Employer:
SYSTEMS SPEC FURN INSTALL INC

L.O. No.: 64

Appellant: Claimant

Issue: Whether the claimant failed, without good cause, to apply for or to accept available, suitable work within the meaning of Maryland Code, Labor and Employment Article, Title 8, Section 1005.

- 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: August 11, 2008

REVIEW ON THE RECORD

After a review on the record, the Board adopts the hearing examiner's findings of fact but reaches a different conclusion of law.

Two of the § 8-1005 statutory factors germane to the Board's decision are: (a) the length of unemployment and the prospects for securing local work in the individual's occupation; and (b) the distance of the available work from the individual's residence.

The claimant was only unemployed for about four weeks when the offer of work was made. The offer of work was temporary and not permanent in nature. The offered position was not located near the claimant's residence in Baltimore, but out-of-state in New York City. The Board finds that this was not a suitable offer of work for the claimant.

The Board finds that the facts of this case support a finding that the claimant had good cause for failing to accept this offer of work. Therefore, no penalty shall be assessed.

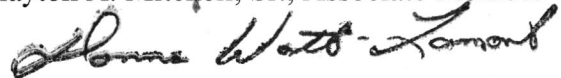
DECISION

It is held that the claimant did not fail without good cause, to accept available, suitable work within the meaning of Maryland Code Annotated, Labor and Employment Article, Title 8, Section 1005. No disqualification is imposed under this section of law. Benefits are allowed.

The decision of the Hearing Examiner is reversed.



Clayton A. Mitchell, Sr., Associate Member



Donna Watts-Lamont, Chairperson

Copies mailed to:

ANTIONNE L. HUDSON

SYSTEMS SPEC FURN INSTALL INC

SUSAN BASS

Susan Bass, Office of the Assistant Secretary