



# Maryland

Department of Economic &  
Employment Development

*William Donald Schaefer, Governor*  
*J. Randall Evans, Secretary*

*Board of Appeals*  
*1100 North Eutaw Street*  
*Baltimore, Maryland 21201*  
*Telephone: (301) 333-5032*

*Board of Appeals*  
*Thomas W. Keech, Chairman*  
*Hazel A. Warnick, Associate Member*  
*Donna P. Watts, Associate Member*

— DECISION —

	Decision No.:	509-BR-90
	Date:	May 31, 1990
Claimant: Susan E. Stalfort	Appeal No.:	9003036
	S. S. No.:	
Employer:	L. O. No.:	2
	Appellant:	CLAIMANT
Issue:	Whether the claimant was able to work, available for work and actively seeking work within the meaning of Section 4(c) of the law.	

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—NOTICE OF RIGHT OF APPEAL TO COURT —

YOU MAY FILE AN APPEAL FROM THIS DECISION IN ACCORDANCE WITH THE LAWS OF MARYLAND. THE APPEAL MAYBE TAKEN IN PERSON OR THROUGH AN ATTORNEY IN THE CIRCUIT COURT OF BALTIMORE CITY, IF YOU RESIDE IN BALTIMORE CITY, OR THE CIRCUIT COURT OF THE COUNTY IN MARYLAND IN WHICH YOU RESIDE.

June 30, 1990

THE PERIOD FOR FILING AN APPEAL EXPIRES AT MIDNIGHT ON

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— APPEARANCES —

FOR THE CLAIMANT:

FOR THE EMPLOYER:

REVIEW ON THE RECORD

Upon review of the record in t-his case, the Board of Appeals reverses the decision of the Hearing Examiner and concludes that the claimant has been meeting the requirements of Section 4(c) of the law since she applied for unemployment insurance benefits.

The Robinson case, cited in the decision, does deal with the principle that a claimant may not impose restrictions upon his or her willingness to work. However, the case does not rule out any and all restrictions, just unreasonable restrictions.


In this case, the claimant has applied for several appropriate jobs in the area each week. The type of job which she is seeking is plentiful in the area in which she is searching, due to the industrial development there. The claimant has worked all her life in that area, and has always found jobs in that area. No evidence was presented by the agency to show that the claimant either refused a job offered in an area outside of her "home" area or that the claimant's restriction was in any way detrimental to her job search. In fact, the claimant has had three different jobs in the area over the past years, and presently has several job possibilities.

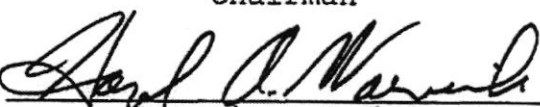
This is not to say, however, that this restriction could not become an unreasonable restriction in the future. If, at some point in time, the claimant runs out of employers in her area to which she can apply for a job in her classification, the restriction may become unreasonable. That determination will depend upon the facts, at that time. Job restrictions must be looked at on a case-by-case basis to determine if they are unreasonable.

#### DECISION

The claimant is able to work, available for work and actively seeking work within the meaning of Section 4(c) of the Maryland Unemployment Insurance Law. No disqualification is imposed from the week beginning February 4, 1990, based upon her geographical work search restrictions.

The decision of the Hearing Examiner is reversed.

  
\_\_\_\_\_  
Chairman

  
\_\_\_\_\_  
Associate Member

K:W  
kbm  
COPIES MAILED TO:  
CLAIMANT  
UNEMPLOYMENT INSURANCE - GLEN BURNIE

 **Maryland**  
Department of Economic &  
Employment Development

*William Donald Schaefer, Governor*  
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*William R. Merriman, Chief Hearing Examiner*  
*Louis Wm. Steinwedel, Deputy Hearing Examiner*

*1100 North Eutaw Street*  
*Baltimore, Maryland 21201*

*Telephone: 333-5040*

**— DECISION —**

Claimant:	Susan E. Stalfort	Date:	Mailed: 4/2/90
		Appeal No.:	9003036
		S. S. No.:	
Employer:		L.O. No.:	02
		Appellant:	Claimant

Issue: Whether the claimant was able, available and actively seeking work, within the meaning of Section 4(c) of the Law.

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**— 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 APPEALS DIVISION, ROOM 515, 1100 NORTH EUTAW STREET, BALTIMORE, MARYLAND 21201, EITHER IN PERSON OR BY MAIL

April 17, 1990

THE PERIOD FOR FILING A PETITION FOR REVIEW EXPIRES AT MIDNIGHT ON

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**— APPEARANCES —**

FOR THE CLAIMANT:

Claimant -Present

FOR THE EMPLOYER:

Local Office:  
Represented by Vickie Graves

**FINDINGS OF FACT**

The claimant applied for benefits and established eligibility for the year beginning February 4, 1990 and a weekly benefit amount \$86. The claimant at time of her initial application advised the Claims Examiner that she suffers from a illness called agoraphobia and that she is unable to travel more than a four or five miles from her home. Her Psychiatrist confirmed