



STATE OF MARYLAND
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Secretary

DEPARTMENT OF HUMAN RESOURCES

EMPLOYMENT SECURITY ADMINISTRATION
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BOARD OF APPEALS
THOMAS W. KEECH
Chairman
HAZEL A. WARNICK
MAURICE E. DILL
Associate Members
SEVERN E. LANIER
Appeals Counsel

—DECISION—

	DECISION NO:	901-BR-83
	DATE:	July 21, 1983
CLAIMANT: Ronnie Williams	APPEAL NO.:	05137
	S.S.NO.:	
EMPLOYER:	LO.NO.:	1
	APPELLANT:	CLAIMANT

ISSUE Whether the Claimant was able for work, available for work, and actively seeking work, within the meaning of § 4(c) of the Law.

NOTICE OF RIGHT OF APPEAL TO COURT

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

THE PERIOD FOR FILING AN APPEAL EXPIRES AT MIDNIGHT August 20, 1983

—APPEARANCE—

FOR THE CLAIMANT:

FOR THE EMPLOYER:

REVIEW ON THE RECORD

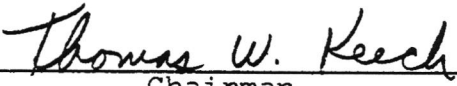
After having reviewed the record in this case, the Board of Appeals reverses the decision of the Appeals Referee.

In appeal no. 05136, the Claimant has already been given the maximum penalty under § 6(b) of the Law based on his refusal to be available for work seven days a week and his decision to attend a truck driving school on weekends. Since the Claimant has already been given the maximum penalty under § 6(b) for this decision, the Board deems it inappropriate to also penalize the Claimant under § 4(c) for his same decision, i.e., his decision to change his occupational classification. Since the Claimant is available for work during the normal work week and was unavailable for work on the weekends only because he was attending a training program to upgrade his job skills, a disqualification under § 4(c) of the Law is inappropriate.

DECISION

The Claimant was able to work, available for work and actively seeking work, within the meaning of § 4(c) of the Law. He eligible for unemployment insurance benefits if he is otherwise eligible under the Law.

The decision of the Appeals Referee is affirmed.



Chairman



Associate Member

K:D
dp

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CLAIMANT

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