



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

*NOTE: See Correction on Page #2.
12/17/90, kbm

— DECISION —

	Decision No.:	1197-BR-90
	Date:	Nov. 29, 1990
Claimant:	Appeal No.:	9011955
	S. S. No.:	
Employer:	L.O. No.:	23
Howard Co. Board of Education c/o Gibbens Company	Appellant:	CLAIMANT

Issue:

Whether the claimant had a contract or reasonable assurance of returning to work under Section 4(f)(5) 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 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.

December 29, 1990

THE PERIOD FOR FILING AN APPEAL EXPIRES AT MIDNIGHT ON

— APPEARANCES —

FOR THE CLAIMANT:

FOR THE EMPLOYER:

REVIEW ON THE RECORD

Upon review of the record in this case, the Board of Appeals affirms the decision of the Hearing Examiner The Board, however, will clarify the penalty in this case. First, Section 4(f) of the law disqualifies claimants only

from receiving benefits based on the covered service for the educational institution. Second, the penalty should be imposed under Sections 4(f)(3) and 4(f)(5), not 4(f)(4). Third, the penalty automatically expires at the end of the summer vacation period.

DECISION

The claimant is disqualified from receiving benefits based on covered service with this employer from the week beginning * August 19, 1990 until September 1, 1990.

The decision of the Hearing Examiner is affirmed, as clarified above.

Thomas W. Keech

Chairman

Donna P. Watts

Associate Member

K:DW

kbm

COPIES MAILED TO:

CLAIMANT

EMPLOYER

UNEMPLOYMENT INSURANCE - COLUMBIA

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from receiving benefits based on the covered service for the educational institution. Second, the penalty should be imposed under Sections 4(f)(3) and 4(f)(5), not 4(f)(4). Third, the penalty automatically expires at the end of the summer vacation period.

DECISION

The claimant is disqualified from receiving benefits based on covered service with this employer from the week beginning August 19, 1990 until September 3, 1990.

The decision of the Hearing Examiner is affirmed, as clarified above.

Thomas W. Keech

Chairman

Donna P. Watts

Associate Member

K:DW

kbm

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