

- DECISION -

Claimant:
RICHARD N ZALUSKY

Decision No.: 1644-BR-12

Date: April 13, 2012

Appeal No.: 1136755

S.S. No.:

Employer:
FORT MONMOUTH
ABERDEEN PROVING GROUND CPAC

L.O. No.: 60

Appellant: Claimant

Issue: Whether the claimant is receiving or has received a governmental or other pension, retirement or retired pay, annuity or other similar periodic payment which is based on any previous work of such individual, which is equal to or in excess of his/her weekly benefit amount, within the meaning of Maryland Code, Labor and Employment Article, Title 8, Section 1008.

- 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: May 14, 2012

REVIEW OF THE RECORD

After a review of the record, and after deleting the last paragraph, the Board adopts the hearing examiner's modified findings of fact. The Board makes the following additional findings of fact:

The claims examiner concluded that the claimant's pension payments from the U. S. Army were from a base period employer, and were in excess of his weekly benefit amount, thus rendering the claimant subject to disqualification under the provisions of §8-1008.