



DEPARTMENT OF EMPLOYMENT AND TRAINING

BOARD OF APPEALS

**1100 NORTH EUTAW STREET
BALTIMORE, MARYLAND 21201**

383-5032

-DECISION-

THOMAS W. KEECH
Chairman

**HAZEL A. WARNICK
MAURICE E. DILL**
Associate Members

SEVERN E. LANIER
Appeals Counsel

**STATE OF MARYLAND
HARRY HUGHES**
Governor

DECISION NO: 29-BR-84

DATE: January 20, 1984

CLAIMANT: Solomon B. Fried

APPEAL NO.: 10963

S.S.NO.:

EMPLOYER: Suburban Bank

LO. NO.: 43

APPELLANT: CLAIMANT

ISSUE: Whether the claimant was able to 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

February 19, 1984

-APPEARANCE-

FOR THE CLAIMANT:

FOR THE EMPLOYER:

REVIEW ON THE RECORD

Upon review of the record this case, the Board of Appeals modifies the decision of the Appeals Referee and concludes that the claimant has been meeting the requirements of §4(c) of the law from August 29, 1983.

The claimant testified at length regarding his job search, which appears to be more than adequate. Although his physician has advised him to avoid jobs which would subject him to "undue stress or strain," in view of the claimant's job history and job search, the Board does not find this limitation to be disqualifying, within the meaning of §4(c) of the law.

DECISION

The claimant was not able, available and actively seeking work within the meaning of §4(c) of the Maryland Unemployment Insurance Law. He is disqualified from receiving benefits from August 7, 1983 to August 28, 1983. The claimant is able to work, available for work and actively seeking work beginning August 29, 1983.

The decision of the Appeals Referee is modified.



Associate Member



Chairman

W:K
kmb

COPIES MAILED TO:

CLAIMANT

EMPLOYER

UNEMPLOYMENT INSURANCE - WHEATON



**DEPARTMENT OF HUMAN RESOURCES
 EMPLOYMENT SECURITY ADMINISTRATION
 1100 NORTH EUTAW STREET
 BALTIMORE, MARYLAND 21201
 383 - 5040**

STATE OF MARYLAND
HARRY HUGHES
 Governor
KALMAN R. HETTLEMAN
 Secretary

BOARD OF APPEALS
THOMAS W. KEECH
 Chairman
MAURICE E. DILL
HAZEL A. WARNICK
 Associate Members
SEVERN E. LANIER
 Appeals Counsel
MARK R. WOLF
 Administrative
 Hearings Examiner

- DECISION -

CLAIMANT: Solomon B. Fried

DATE: NOV. 14, 1983

APPEAL NO.: 10963

S. S. NO.:

EMPLOYER: Suburban Bank

L.O. NO.: 43

APPELLANT: Claimant

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

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 EMPLOYMENT SECURITY OFFICE, OR WITH THE APPEALS DIVISION, ROOM 515, 1100 NORTH EUTAW STREET, BALTIMORE, MARYLAND 21201, EITHER IN PERSON OR BY MAIL.

THE PERIOD FOR FILING A PETITION FOR REVIEW EXPIRES AT MIDNIGHT ON November 29, 1983

- APPEARANCES -

FOR THE CLAIMANT:

FOR THE EMPLOYER:

Solomon B. Fried, Present

Not Represented

FINDINGS OF FACT

The claimant last worked at Suburban Bank in Silver Spring, Maryland as a Collector. The claimant resigned this position on August 5, 1983, on the advice of his physician. During the course of the claimant's employment with Suburban Bank, he had