



DEPARTMENT OF EMPLOYMENT AND TRAINING

STATE OF MARYLAND
HARRY HUGHES
Governor

BOARD OF APPEALS
1100 NORTH EUTAW STREET
BALTIMORE, MARYLAND 21201
(301) 383-5032

BOARD OF APPEALS
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HAZEL A. WARNICK
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Associate Members
SEVERN E. LANIER
Appeals Counsel
MARK R. WOLF
Chief Hearing Examiner

— DECISION —

Decision No.: 922-BR-85
Date: October 16, 1985
Claimant: Elizabeth A. Riggs
Appeal No.: 07332
S. S. No.:
Employer: Technitrol, Inc.
c/o Gates, McDonald
L.O. No.: 2
Appellant: CLAIMANT

Issue: Whether the Claimant's unemployment was due to leaving work voluntarily, without good cause, within the meaning of § 6(a) 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 OR THE CIRCUIT COURT OF THE COUNTY IN MARYLAND IN WHICH YOU RESIDE.

THE PERIOD FOR FILING AN APPEAL EXPIRES AT MIDNIGHT ON November 15, 1985

— APPEARANCES —

FOR THE CLAIMANT:

FOR THE EMPLOYER:

REVIEW ON THE RECORD
Upon review of the record in this case, the Board of Appeals modifies the decision of the Hearing Examiner.

According to the uncontradicted testimony of the claimant, which is consistent with her previous statements, the claimant left her job because of personal reasons. These personal reasons included the fact that the claimant had been threatened and did have a reasonable fear that she was in imminent danger of death. The claimant moved her residence for this reason and could not make it to work, as the distance was 60 miles each way.

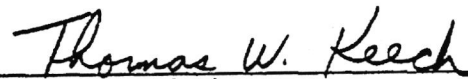
Although the claimant's reason for leaving her job was personal, it was a compelling reason which allowed her no reasonable alternative but to leave the employment. Thus, her reason amounts to a "valid circumstance" within the meaning of §6(a) of the law.


#### DECISION

The unemployment of the Claimant was due to leaving work voluntarily, without good cause, within the meaning of § 6(a) of the Maryland Unemployment Insurance Law. She is disqualified from receiving benefits from the week beginning June 2, 1985, and the nine weeks immediately following.

The decision of the Hearing Examiner is modified.

This denial of unemployment insurance benefits for a specified number of weeks will also result in ineligibility for Extended Benefits, and Federal Supplemental Compensation, unless the Claimant has been employed after the date of the disqualification.

  
Chairman

  
Associate Member

K:W  
kmb

COPIES MAILED TO:

CLAIMANT

EMPLOYER

UNEMPLOYMENT INSURANCE - GLEN BURNIE



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Chief Hearing Examiner

DECISION

Claimant: Elizabeth A. Riggs
Date: August 5, 1985
Appeal No.: 07332
S. S. No.:
Employer: Technitrol, Inc.
C/O Gates McDonald
L.O. No.: 02
Appellant: Claimant

Issue: Whether the Claimant's unemployment is due to leaving work voluntarily, without good cause, within the meaning of Section 6(a) 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 August 20, 1985

APPEARANCES

FOR THE CLAIMANT: Present

FOR THE EMPLOYER Not Represented

FINDINGS OF FACT

The claimant was employed by Technitrol, Inc. from July, 1979 to June 7, 1985 as an assembler. At the time of her separation from employment, the claimant was earning \$4.80 an hour and worked a 40-hour work week.

The claimant was living in Ridgely, Maryland and had to leave the area because of family problems. She did, in fact, move in with her mother-in-law for a two-week period. The claimant gave notice to the employer for the end of June, but terminated the employment sooner, when she found that she would not get her pension benefits unless she worked until sometime in July.

The claimant is still unemployed.


CONCLUSIONS OF LAW

The claimant voluntarily left her employment, without good cause connected with the work, within the meaning of Section 6(a) of the Maryland Unemployment Insurance Law. The claimant left her job because of family problems and was forced to move away from the area in which she lived. Her separation from employment was not because of the actions of the employer, or the conditions of the employment. There is not good cause for this action, nor are there any serious, valid circumstances present to warrant less than the maximum disqualification. Therefore, the determination of the Claims Examiner under Section 6(a) of the Law will be affirmed.

DECISION

The claimant voluntarily left her employment, without good cause, connected with the work, within the meaning of Section 6(a) of the Maryland Unemployment Insurance Law. She is disqualified from receiving benefits from the week beginning June 2, 1985 and until she becomes re-employed and earns at least ten times her weekly benefit amount (\$1160) and thereafter becomes unemployed through no fault of her own.

The determination of the Claims Examiner is hereby affirmed.



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Seth cLark  
Hearings Examiner

Date of hearing: July 26, 1985  
cdg/1809  
(Scroggs)  
Cassette #4956  
Copies mailed on August 5, 1985 to:

Claimant  
Employer  
Unemployment Insurance - Glen Burnie