



DEPARTMENT OF EMPLOYMENT AND TRAINING

STATE OF MARYLAND
1100 NORTH EUTAW STREET
BALTIMORE, MARYLAND 21201

383-5032

-DECISION-

STATE OF MARYLAND
HARRY HUGHES
Governor

BOARD OF APPEALS
THOMAS W. KEECH
Chairman

HAZEL A. WARNICK
MAURICE E. DILL
Associate Members

SEVERN E. LANIER
Appeals Counsel

DECISION NO.: 401-BR-84
DATE: April 17, 1984

CLAIMANT: Linda L. Ruckman

APPEAL NO.: 10451

S.S.NO.:

EMPLOYER: Wheaton Plaza Merchants

LO. NO.: 50(VA)

Rep. APPELLANT: CLAIMANT

ISSUE Whether the claimant was able, avialable 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 May 17, 1984

-APPEARANCE-

FOR THE CLAIMANT:

FOR THE EMPLOYER

REVIEW ON THE RECORD

Upon review of the record in this case, the Board of Appeals reverses the decision of the Appeals Referee.

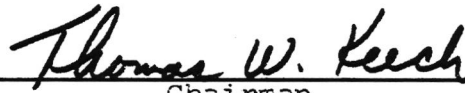
Although the evident e concerning the claimant's health was sketchy and was not fully developed at the hearing, the evidence does show that the claimant was terminated in early 1983 for health reasons, but that these particular health reasons (pneu-

monia) were no longer a factor in her case by the time she applied for unemployment insurance benefits in June of 1983. The evidence concerning the claimant's other, chronic health problems is ambiguous, but, since these chronic problems did not prevent her from doing these jobs in the past, the Board will conclude that the claimant was capable of performing her job from June through September, 1983.

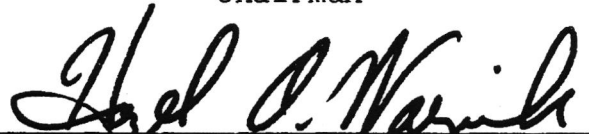
DECISION

The claimant was able, available and actively seeking work from June 19, 1983 to September 20, 1983.

The decision of the Appeals Referee is reversed.



Chairman



Associate Member

K:W

kbm

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CLAIMANT

EMPLOYER

OUT-OF-STATE CLAIMS