

- DECISION -

Claimant:
TONYA D MOULDEN

Decision No.: 5722-BR-11

Date: October 14, 2011

Appeal No.: 1120960

Employer:
UNITED IN ACTION LLC

S.S. No.:

L.O. No.: 60

Appellant: Claimant

Issue: Whether the claimant was able, available and actively seeking work within the meaning of the Maryland Code, Labor and Employment Article, Title 8 Section 903.

- 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: November 14, 2011

REVIEW ON THE RECORD

After a review on the record, the Board makes the following findings of facts and conclusions of law. The decision of the hearing examiner is reversed.

Since opening her claim, the claimant has been seeking work as a caregiver or cashier. The hours for these positions are varied. The claimant has applied for day shift positions because her child care is more easily available during the day. However, the claimant has not restricted her search to day time hours because she has alternative child care for other time periods. She has merely preferred positions with day time hours.