

 **Maryland**  
Department of Economic &  
Employment Development

*William Donald Schaefer, Governor*  
*J. Randall Evans, Secretary*

*Board of Appeals*  
*1100 North Eutaw Street*  
*Baltimore, Maryland 21201*  
*Telephone: (301) 333-5032*

*Board of Appeals*  
*Thomas W. Keech, Chairman*  
*Hazel A. Warnick, Associate Member*  
*Donna P. Watts, Associate Member*

— DECISION —

	Decision No.:	832-BR-89
	Date:	Sept. 25, 1989
Claimant: Robin Lane	Appeal No.:	8908288
	S. S. No.:	
Employer:	L.O. No.:	10
	Appellant:	CLAIMANT
Issue:	Whether the claimant was able to work, available for work and actively seeking work within the meaning of Section 4(c) of the law.	

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—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, IF YOU RESIDE IN BALTIMORE CITY, OR THE CIRCUIT COURT OF THE COUNTY IN MARYLAND IN WHICH YOU RESIDE.

October 25, 1989

THE PERIOD FOR FILING AN APPEAL EXPIRES AT MIDNIGHT ON

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— APPEARANCES —

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 Hearing Examiner.

The Board adopts the findings of fact of the Hearing Examiner. Since the claimant was engaged in self-employment for approximately two hours per day but was simultaneously searching for full-time employment, this case should be adjudicated under the same standards as those cases in which a claimant accepts a part-time job but continues a search for full-time employment. The Board has ruled in the past that the Unemployment Insurance Law did not intend to punish people who accept part-time work rather than remain idle. Helmstetter v. U.S. Postal Service (1507-BR-82), as long as they continue to seek and are available for full-time work. Moyer (206-BR-82), Bigger v. Xerox Corporation (590-BR-82) and Verdier v. Kelly Services (2246-BR-83).

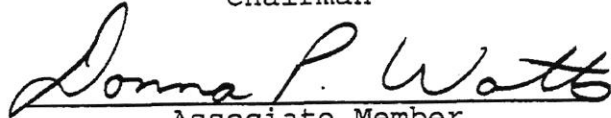
Under the standards set by these cases, this claimant met the requirements of Section 4(c) of the law.

DECISION

The claimant was able to work, available for work and actively seeking work within the meaning of Section 4(c) of the Law. No disqualification is imposed under this section of the law.

The decision of the Hearing Examiner is reversed.

  
Chairman

  
Associate Member

K:DW  
kbm  
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CLAIMANT

UNEMPLOYMENT INSURANCE - CAMBRIDGE

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Department of Economic &  
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21201

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**- DECISION -**

Claimant: Robin A. Lane Date: Mailed: 8/2/89  
Appeal No.: 8908288  
S.S. No.:  
Employer: L.O. No.: 10  
Appellant: Claimant

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

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**- 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

8/17/89

THE PERIOD FOR FILING A PETITION FOR REVIEW EXPIRES AT MIDNIGHT ON

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**- APPEARANCES -**

FOR THE CLAIMANT:

Claimant-Present

FOR THE EMPLOYER:

**FINDINGS OF FACT**

Rather than collect unemployment insurance benefits the claimant began work on a contractual basis with the Dorchester County Department of Social Services as a Home Helper, at the pay rate of \$5 per hour, on a specific job where she earned \$15 per day by working three hours per day, six days a week and two hours on Sunday morning. She started at 9:00 a.m. and worked until she had completed care for the client which could have been 10:00 a.m. or later. She then worked from 6:30 p.m. until the client's needs were met. During this time the claimant continued to look for full-time employment, but was not offered work by any local employers.