Board Meeting Agenda, Wednesday October 7, 2020

Important Note: Due to the safety measures adopted by the Department of Labor & Industry in response to the COVID-19 pandemic, these reviews will be held remotely/via teleconference only.

Join Zoom Meeting by telephone

https://mt-gov.zoom.us/j/96884139159?pwd=VFVsQmtETEZ1V3VKZDBJTmsSK1Njdz09

8:30 A.M.
Call to order-
Staff attorney’s comments-
Public comments-
Approval of Minutes-

SCHEDULED REVIEWS
Between 8:30 A.M. to 9:00 A.M.

Case # 132-2021
ISSUE: Whether the claimant is available for work, able to work, and seeking work, and therefore is eligible to receive benefits within the meaning of the law, as provided in Montana Code Annotated § 39-51-2104 and Administrative Rules Montana 24.11.452A.

Between 9:00 A.M. to 10:00 A.M.

Case # 48-2021
ISSUE 1: Whether the request for redetermination was timely filed or whether the appellant had good cause to delay filing the request for redetermination as provided in Montana Code Annotated § 39-51-2402 (3).

ISSUE 2: Whether the claimant was overpaid benefits, and in what amount, pursuant to Montana Code Annotated § 39-51-3206 and Administrative Rules Montana 24.11.1205.
**ISSUE 3:** Whether the claimant knowingly made a false statement or knowingly failed to disclose material facts in order to obtain or increase benefits and is therefore subject to a penalty under *Montana Code Annotated* § 39-51-3201.

Case # 65-2021

**ISSUE 1:** Whether the appeal was timely filed or whether the appellant has good cause for untimely filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3). (1 day late to UIAB).

**ISSUE 2:** Whether the claimant is ineligible for benefits during an approved leave of absence as provided in *Montana Code Annotated* § 39-51-2112.

Case # 104-2021

**ISSUE 1:** Whether the appeal was timely filed or whether the appellant has good cause for untimely filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3). (8 days late).

**ISSUE 2:** Whether the claimant is available for work, able to work, and seeking work, and therefore is eligible to receive benefits within the meaning of the law, as provided in *Montana Code Annotated* § 39-51-2104 and Administrative Rules Montana 24.11.452A.

**Between 10:00 A.M. to 11:00 A.M.**

Case # 181-2021

**ISSUE:** Whether the claimant is ineligible for benefits for failing to attend a mandatory re-employment and eligibility assessment, as provided in *Montana Code Annotated* § 39-51-2104(1), Administrative Rules Montana 24.11.471.

Case # 167-2021

**ISSUE:** Whether the claimant knowingly made a false statement or knowingly failed to disclose material facts in order to obtain or increase benefits and is therefore subject to a penalty under *Montana Code Annotated* § 39-51-3201.

Case # 84-2021

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).
Between 11:00 A.M. to 12:00 P.M.

Case # 114-2021  
**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).

Case # 1397-2020  
**ISSUE 1:** Whether the appeal was timely filed or whether the appellant has good cause for untimely filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3). (12 days late OAH).

**ISSUE 2:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).

Case # 109-2021  
**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).

Between 1:00 P.M. to 2:00 P.M.

Case # 122-2021  
**ISSUE 1:** Whether the appeal was timely filed or whether the appellant has good cause for untimely filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3). (4 days late to UIAB).

**ISSUE 2:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).

Case # 64-2021  
**ISSUE 1:** Whether the appeal was timely filed or whether the appellant has good cause for untimely filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3). (3 days late to UIAB).

**ISSUE 2:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).
Case # 202-2021
**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).

**Between 2:00 P.M. to 3:00 P.M.**

Case # 154-2021
**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).

Case # 177-2021
**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* § 39-51-2302 (leaving work without good cause) or § 39-51-2303 (discharge for misconduct).