

May 23, 2020

Ohio Department of Job and Family Services  
Marietta Adjudication Center  
P.O. Box 182212  
Columbus, Ohio 43218-2212

Re: Claimant's Name: Sarah A. Burns

Claimant's ID: [REDACTED]

Social Security Number: [REDACTED]

Determination ID Number: [REDACTED]

Dear Sir or Madam:

I, hereby, appeal the Determination of Unemployment Compensation Benefits issued May 21, 2020 for the following reasons:

1. I was employed by Envirotest as an Ohio E-Check employee. On March 19, 2020, I became unemployed as a result of the COVID-19 virus.

2. I was advised by my employer, Envirotest, that I was entitled to unemployment compensation and I properly applied for Ohio Unemployment Compensation on March 21, 2020.

3. I consulted with an agent on March 21, 2020, of ODJFS Office of Unemployment Insurance Operations and followed her instructions in filing the application and providing any information and documentation that was required.

4. The ODJFS Office of Unemployment Insurance Operations did not request any additional information regarding deductible compensation at any time after my application for unemployment compensation or its approval.

5. I was advised by the Ohio Department of Job and Family Services Office of Unemployment Insurance Operations that my unemployment benefits were approved and I received unemployment compensation.

6. My job at Ohio E-Check system was terminated on March 19, 2020, and the Ohio E-Check system is not scheduled to reopen until May 26, 2020.

I have been wrongfully denied Unemployment Compensation Benefits, and therefore, I appeal the Determination of Unemployment Compensation Benefits issued by the Office of Unemployment Insurance Operations on May 21, 2020.

Respectfully,

*Sarah A. Burns*

Sarah A. Burns  
[REDACTED]

cc: ODJFS Lake County, Ohio  
Honorable John M. Rodgers

**OFFICE OF UNEMPLOYMENT INSURANCE OPERATIONS**  
**DETERMINATION OF UNEMPLOYMENT COMPENSATION BENEFITS**

JFS-83000 11/01/2017

Claimant's Name <b>SARAH A. BURNS</b>		Claimant ID [REDACTED]	Social Security Number [REDACTED]	Determination Identification Number [REDACTED]
Benefit Year Beginning Date 03/15/2020	Benefit Year Ending Date 03/13/2021	Application Date 03/21/2020	Date Issued 05/21/2020	
SARAH A. BURNS [REDACTED] [REDACTED]		ODJFS Office  Marietta Adjudication Center PO Box 182212 Columbus, OH 43218-2212  Phone: (866) 867-0044 Fax: (614) 466-7449		

**THIS NOTICE IS A DETERMINATION ON ELIGIBILITY FOR UNEMPLOYMENT BENEFITS, ISSUED IN ACCORDANCE WITH THE PROVISIONS OF SECTIONS 4141.28(D) & (E), OHIO REVISED CODE**

The claimant has been overpaid benefits to which he/she was not entitled for reasons determined to be "Non-Fraud" (DENIED). An issue was created because the claimant had a week of earnings followed by a week of no earnings. As of 03/29/2020 the claimant has not provided satisfactory evidence that no issue exists and that he/she is otherwise eligible for benefits. Therefore, the claimant cannot meet the requirement of Ohio Revised Code, Section 4141.29(A)(5). An individual is ineligible from Sunday of the week in which the issue started through Saturday of the week in which the issue ended. Therefore, claimant is ineligible from 03/29/2020 until this agency is provided evidence that this issue no longer exists and claimant is otherwise eligible.

To determine whether the claimant was eligible for benefits, this agency requested additional information regarding deductible compensation. As of 03/29/2020, the claimant has not provided evidence of eligibility. Therefore, the claimant does not meet the requirements of Ohio Revised Code Section 4141.31 and/or Section 4141.312. An individual is ineligible from Sunday of the week in which the issue started through Saturday of the week in which the issue ended. Therefore, claimant is ineligible from 03/29/2020 until this agency is provided evidence that this issue no longer exists and claimant is otherwise eligible.

The claimant has been overpaid benefits to which he/she was not entitled for reasons determined to be "Non-Fraud" (DENIED) in the amount of \$5201.00.

Section 4141.35 (B) of the Ohio Revised Code, specifies that when an applicant for benefits has been credited with a waiting period or paid benefits to which he/she is not entitled for reasons other than fraudulent misrepresentation, the Director shall, by order, cancel such waiting period and require such benefits to be repaid to the Director or withheld from any benefits before any additional benefits are paid.

The information below identifies the week ending date(s) of the week(s) overpaid, and the amount(s) overpaid.

Week ending date	Comments	Amount Overpaid
04/04/2020	DENIED/FPUC	\$743.00
04/11/2020	DENIED/FPUC	\$743.00
04/18/2020	DENIED/FPUC	\$743.00
04/25/2020	DENIED/FPUC	\$743.00

Si usted no puede leer esto, llame por favor a 1-877-644-6562 para una traduccion.

A1003D141B0239231010G

05/02/2020	DENIED/FPUC	\$743.00
05/09/2020	DENIED/FPUC	\$743.00
05/16/2020	DENIED/FPUC	\$743.00

The total amount of the overpayment cited above includes Federal Pandemic Unemployment Compensation (FPUC) pursuant to Section 2104(F)(2) of the Coronavirus Aid, Relief, and Economic Security Act (CARES).

The total amount of the overpaid benefits the claimant is ordered to repay is \$5201.00.

**REPAYMENT INSTRUCTIONS**

The claimant is required to immediately repay the overpaid benefits and any mandatory penalty identified above. He/she should mail a check or money order to Ohio Dept. Of Job And Family Services, PO Box 182059, Columbus, OH, 43218-2059. To make payment by credit card or bank draft; log on to [www.unemployment.ohio.gov](http://www.unemployment.ohio.gov) then select the link repay overpayment. To ensure proper credit to claimant's account, be sure to include the claimant's social security number or claimant identification number 212491491 on the check or money order. Any outstanding benefit balance will be recovered by the withholding of any future benefits to which the claimant becomes entitled. Outstanding penalties and interest are not subject to future benefit withholding, but will be referred to the Ohio Attorney General's Office for collection if payments are not made in accordance with this Notice. Balances are immediately due upon receipt.

In addition to the overpayment of benefits and penalty that the claimant has been advised is owed pursuant to this Notice, the claimant may also be subject to the following actions through the Ohio Attorney General's office if full repayment is not made within 45 days of this Notice:

- 1) State or federal income tax withholding;
- 2) Ohio Attorney General collection costs and possible court costs.

**APPEAL RIGHTS:** If you do not agree with this determination, you may file an appeal by mail or fax to the ODJFS office provided. You may also file an appeal online at <https://unemployment.ohio.gov>. The appeal should include the determination ID number, name, claimant's social security number, and any additional facts and/or documentation to support the appeal. **TO BE TIMELY, YOUR APPEAL MUST BE RECEIVED/POSTMARKED NO LATER THAN 06/11/2020** (21 calendar days after the 'Date Issued'). If the 21st day falls on a Saturday, Sunday, or legal holiday, your deadline has already been extended to include the next scheduled work day. If you do not file your appeal within the 21-day calendar period, include a statement with the date you received the determination and your reason for filing late. If your appeal is late due to a physical or mental condition, provide certified medical evidence that your condition prevented you from filing within the 21-day period. In order for your appeal to be considered timely, it must be received/postmarked no later than 21 calendar days after the ending date of the physical or mental condition. If **unemployed**, claimants should continue to file weekly claims for benefits while the determination is under appeal by visiting the agency's website at <https://unemployment.ohio.gov> or call the ODJFS office listed above. For additional information, claimants may review the **Worker's Guide to Unemployment Compensation**.

Si usted no puede leer esto, llame por favor a 1-877-644-6562 para una traduccion.