## State of New York Supreme Court, Appellate Division Third Judicial Department

Decided and Entered: March 22, 2018 525436

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In the Matter of the Claim of PEDRO C. FERNANDEZ,

Appellant.

ZABARS & CO. INC.,

MEMORANDUM AND ORDER

Respondent.

COMMISSIONER OF LABOR,

 $Respondent\,.$ 

Calendar Date: January 23, 2018

Before: Garry, P.J., Egan Jr., Lynch, Devine and Clark, JJ.

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Pedro C. Fernandez, New York City, appellant pro se.

Epstein Becker & Green, PC, New York City (Laurie F. Rasnick of counsel), for Zabars & Co. Inc., respondent.

Eric T. Schneiderman, Attorney General, New York City (Gary Leibowitz of counsel), for Commissioner of Labor, respondent.

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Appeal from a decision of the Unemployment Insurance Appeal Board, filed July 28, 2017, which ruled that claimant was disqualified from receiving unemployment insurance benefits because his employment was terminated due to misconduct.

Decision affirmed. No opinion.

Garry, P.J., Egan Jr., Lynch, Devine and Clark, JJ., concur.

ORDERED that the decision is affirmed, without costs.

ENTER:

Robert D. Mayberger Clerk of the Court