

- DECISION -

Claimant:
DANIEL J ALBRITTAIN

Decision No.: 3698-BR-11

Date: July 08, 2011

Appeal No.: 1043705

Employer:
WTL INC

S.S. No.:

L.O. No.: 65

Appellant: Employer

Issue: Whether the claimant was discharged for misconduct or gross misconduct connected with the work within the meaning of Maryland Code, Labor and Employment Article, Title 8, Section 8-1002 or 1003.

- 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: August 08, 2011

REVIEW ON THE RECORD

After a review on the record, after deleting "or about" from the first and third sentences of the first paragraph, after deleting the entire fourth paragraph, after deleting the second sentence of the sixth paragraph, and after substituting "You Tube" for "U-tube" in the second paragraph, the Board adopts the hearing examiner's modified findings of fact. The Board makes the following additional findings of fact:

The claimant was not seen on the video posted on You Tube. His voice, however, was clearly heard by several employees of the employer. Additionally, the video was narrated by the claimant's wife (or girlfriend).