

STATE OF OHIO)
) SS:
CUYAHOGA COUNTY)

IN THE COURT OF COMMON PLEAS
CASE NO. CV-773030

PHILLIP Q. GAROFOLI,)
)
 Claimant/Plaintiff/Appellant)
)
 v.)
)
 CUYAHOGA COUNTY, *et al.*,)
)
 Respondents/Defendants/Appellees)

JUDGMENT ENTRY

Richard J. McMonagle, Judge:

This matter was heard on Claimant/Plaintiff/Appellant, Phillip Q. Garofoli's, Notice of Appeal of the Decision of the Unemployment Compensation Review Commission and the Motions and Briefs of the parties. Upon due consideration of the pleadings, the Court finds the decision of the Review Commission is unlawful, unreasonable, and/or against the manifest weight of the evidence.

The Appellant was placed in a "state of limbo" by taking an unpaid administrative leave not to exceed (60) sixty days. (See record). After (60) sixty days, the Respondent made no material efforts to contact the Appellant explaining his job status. How long should he wait? He tendered his resignation in order to be hired elsewhere.

The decision of the Review Commission is reversed and vacated, and Claimant is entitled to unemployment compensation benefits for the duration of his unemployment.

IT IS SO ORDERED. COSTS TO CLAIMANT.

June 28, 2012

RICHARD J. McMONAGLE, JUDGE

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