

MICHAEL FISCHER

v.

MAINE UNEMPLOYMENT INSURANCE COMMISSION

Submitted on briefs December 17, 1999
Decided January 6, 2000

Panel: WATHEN, C.J., and CLIFFORD, RUDMAN, DANA, SAUFLEY, and
ALEXANDER, and CALKINS, JJ.

MEMORANDUM OF DECISION

Michael Fischer appeals from the judgment of the Superior Court (Cumberland County, *Cole, J.*) affirming the decision of the Maine Unemployment Insurance Commission that disqualified Fischer from unemployment benefits because he refused to accept an offer of suitable work within the meaning of 26 M.R.S.A. § 1193(3) (1988). Contrary to Fischer's arguments, the Commission did not err in determining that Fischer was unemployed for more than twelve weeks and thus it correctly applied the standard set forth in 26 M.R.S.A. § 1193(3)(A). Moreover, reviewing the record as a whole, we find that the Commission considered all the factors set forth in section 1193(3)(A), including the additional factors applied when an employee refuses work during the first twelve weeks. The Commission's findings, and in particular the finding that the employer's

offer of the cashier position was suitable work for Fischer, were supported by substantial evidence in the record. *See Clarke v. Maine Unemployment Ins. Comm'n*, 491 A.2d 549, 551 (Me. 1985).

The entry is:

Judgment affirmed.

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