

**STATE OF MICHIGAN
MICHIGAN UNEMPLOYMENT INSURANCE COMMISSION**

IN THE MATTER OF:

INVOLVED CLAIMANT:

SSN: ***-**-****

ALJ: DENISE MCNULTY

APPEAL DOCKET NO.
20-****-262736W

UIA CASE NUMBER:

NOTICE OF ERRATA

The Michigan Unemployment Insurance Agency (“Agency”) respectfully submits this errata to its Written Argument, filed August 2, 2021, to correct a typographical error in the document’s signature block. The signature block, located on page 14 of the Written Argument, currently indicates this filing was submitted on behalf of Attorney General Dana Nessel. This is not the case. Accordingly, the Agency respectfully requests that this typographical error is corrected by replacing page 14 of the Written Argument with the enclosed page 14, which removed reference to the Attorney General from its signature block.

Respectfully submitted,

/s/ Rebecca M. Smith

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Dated: August 6, 2021

PROOF OF SERVICE

The undersigned certifies that on August 6, 2021, a copy of the above document and its enclosure (corrected page 14) were served via U.S. Postal Service with postage fully prepaid on [REDACTED]

[REDACTED]

Dated: August 6, 2021

/s/ Paula A. Price
Legal Secretary

ATTACHMENT 1

benefits under some circumstances, and those circumstances must be evaluated on a case-by-case basis.

CONCLUSION

When addressing the impact of the MRTMA on §§ 29(1)(b) and 29(1)(m) of the MES Act, this Commission should adopt the holding in *Braska* by declining to automatically disqualify a claimant solely on the basis of testing positive for marijuana. This said, while the MRTMA allows individuals to avail themselves of marijuana in various manners, it also enumerates a number of restrictions that continue to make certain uses (like using while driving) and possessions (like by those underage) unlawful. Thus, the circumstances of each case will be important, and the Agency respectfully asks the Commission to take the position that facts of each claimant's case must be reviewed for conformity with the MRTMA in order to establish their qualification for benefits.

Respectfully submitted,

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