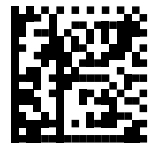




North Carolina Department of Commerce
Division of Employment Security
Unemployment Insurance



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DETERMINATION OVERPAYMENT

JACK T HOOVER
700 Main Street
Raleigh, NC 27000

Mail Date: February 24, 2017

Claimant ID: 1234567

AMENDED DETERMINATION OF OVERPAYMENT

Issue Number: < Issue Number>
Date: Date
SSN: <SSNumber>
Appeal Expiration Date: <Appeal Expiration Date>

The Division of Employment Security (DES) conducted an audit of your claim for unemployment insurance benefits. Based on this review, changes are required to the overpayment information included on your determination dated < MM/DD/YYYY>.

If failure to report earnings:
[You failed to report your work and earnings with:]

BAI Stores LLC for the period <Start Date> through <End Date>.

[If clerical error]
[Corrections to clerical errors appearing on the prior determination are required].

\$ <OVERPAYMENT> OVERPAYMENT AS A RESULT OF THIS DETERMINATION
\$ <PRIOR BALANCE> PRIOR OVERPAYMENT BALANCE
\$ <REPAID> AMOUNT REPAID PRIOR TO THIS DETERMINATION
\$ <PENALTY> PENALTY AMOUNT
\$ <OVER PAYBAL> OVERPAYMENT BALANCE

The overpayment balance must be repaid to DES in accordance with N.C. Gen. Stat. § 96-18(g)(2). Repayments can be made using Visa or MasterCard on the Division's website at des.nc.gov or by check or money order payable to:

NC DIVISION OF EMPLOYMENT SECURITY

Include your name and the last four digits of your Social Security Number on each check or money order and mail to:

NC DIVISION OF EMPLOYMENT SECURITY

Help us prevent UI Fraud by responding timely and accurately to requests for information

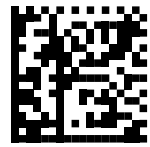
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NC BI 514 ADO

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BENEFITS INTEGRITY SECTION  
POST OFFICE BOX 25903  
RALEIGH, NORTH CAROLINA 27611

A payment agreement can be made with DES to repay your overpayment balance. You may contact the Division's Benefits Integrity Section for assistance with a payment agreement.

APPEAL RIGHTS: This determination will become final unless an appeal is filed by the Appeals Rights Expiration Date listed above. Information on appealing this determination is included in the enclosed pamphlet.

### **PENALTIES**

Under Chapter 96 of North Carolina Employment Security Law you may be subject to the following penalties for making a false statement or misrepresentation, or knowingly failing to disclose a material fact to obtain or increase any benefit.

#### **Mandatory Federal Penalty**

Pursuant to N.C. Gen. Stat. § 96-18(h), any determination of fraudulent overpayment must be assessed a penalty in an amount equal to 15 percent of the amount of the overpayment.

#### **Criminal Prosecution:**

Pursuant to N.C. Gen. Stat. § 96-18(a)(2), each false statement, misrepresentation or failure to disclose a material fact in order to obtain or increase any benefit constitutes a felony if the value of the benefit exceeds \$400.00. This offense is subject to fines and/or imprisonment. If the value of the benefit is \$400 or less, the offense constitutes a misdemeanor pursuant to N.C. Gen. Stat. § 96-18(a)(3).

#### **Termination of Employment with the State of North Carolina**

Pursuant to N.C. Gen. Stat. § 143-553(a), employees of the State of North Carolina or certain local education institutions, non-salaried public officials or legislators must repay any amounts owed to the Division as a condition for continued employment. The Division will provide written notification of the obligation. If, after a reasonable period of time, the obligation has not been paid in full or monthly repayments have not begun, steps will be taken to terminate employment with the State unless administrative or judicial remedies are being pursued.

### **RECOVERY OF OVERPAYMENT**

Pursuant to N.C. Gen. Stat. § 96-18(g)(3), the Division may collect the overpayment by one or more of the following procedures:

#### **Tax Offset**

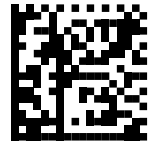
The Division may collect through Federal Tax Refunds, State Tax Refunds, Lottery Winnings or Wage Garnishment.

#### **Benefit Offset**

The overpayment may be deducted from any future benefits payable to you. A maximum of 100 percent of your weekly benefit amount may be deducted until the overpayment has been satisfied or until you entitlement has been exhausted, whichever comes first.

#### **Civil Action**

**North Carolina Department of Commerce  
Division of Employment Security  
Unemployment Insurance**



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The amount of the overpayment due may be collected by civil action in the name of the Division and the cost of such action shall be billed to you.

**Property Lien**

If the overpayment is not repaid within 30 days after notice, the Division may certify the same to the Clerk of the Court of the county in which you reside or have property, and a judgment against any property which you own will be docketed.

The weeks involved in this audit are as follows:

Week Ending Date	Your Reported Earnings	Employer Reported Earnings	Employer Name or Cause	Benefits Paid	Benefits Actually Due	Amount Overpaid
01/01/2001	\$0.00	\$0.00	employersName	\$0.00	\$0.00	\$0.00
Totals				\$0.00	\$0.00	\$0.00

