

Cite as 2023 Ark. App. 187  
**ARKANSAS COURT OF APPEALS**

DIVISION III  
No. E-22-132

LINDA NANCE

APPELLANT

V.

DIRECTOR, DIVISION OF WORKFORCE  
SERVICES

APPELLEE

Opinion Delivered April 5, 2023

APPEAL FROM THE ARKANSAS  
BOARD OF REVIEW

[NO. 2021-BR-4248]

REMANDED TO SETTLE AND  
SUPPLEMENT THE RECORD

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**BART F. VIRDEN, Judge**

Appellant, Linda Nance, appeals an adverse ruling of the Board of Review (Board) affirming an Appeal Tribunal (Tribunal) finding that she is required to repay \$10,119 in unemployment benefits. We remand to settle and supplement the record.

In this matter, the Board's decision ostensibly affirms the decision made by the Tribunal in appeal No. 2021-AT-17368 regarding repayment of benefits in the amount of \$10,119 for the weeks of July 25, 2020, through January 30, 2021. The referenced Tribunal decision, however, affirms repayment of \$1611 in benefits for the weeks of July 4 and July 11, 2020. Thus, the Board's decision is incongruous with the record before us on review, and we cannot reach the merits of Nance's claim at this time.

A correct record is essential to a proper review of whether the benefits at issue need to be repaid. See *Van Venrooij v. Dir.*, 2021 Ark. App. 213. In the event of a material omission or misstatement, we may sua sponte direct the record to be settled. *Abbott v. Dir.*, 2015 Ark. App. 221. This case is remanded to the Board to settle and supplement the record to remedy the inconsistencies. The supplemental record shall be returned within thirty days of this order.

Remanded to settle and supplement the record.

GRUBER and BROWN, JJ., agree.

*Linda Nance*, pro se appellant.

*Cynthia L. Uhrynowych*, Associate General Counsel, for appellee.