

Refusal To Attend Interview: Court Finds Misconduct.

A certified nurses aide working in a residential care facility was asked to attend a meeting with her supervisor to discuss her job performance.

The aide refused on the grounds she was afraid she might say something that might lead to her termination.

Her supervisor warned her that refusal to attend the meeting in and of itself would lead to her termination. She still refused.

The New York, Supreme Court, Appellate Division, ruled that refusal to attend a corrective interview with a supervisor, after having been warned of the consequences, amounts to misconduct justifying termination for cause. **Matter of Daniul, 807 N.Y.S. 2d 477 (N.Y. App., January 26, 2006).**