COURT OF APPEALS OF VIRGINIA

Present: Judges Elder, Beales and Senior Judge Annunziata

CLEVER RISCO

v. Record No. 0889-11-4

MEMORANDUM OPINION*
PER CURIAM
OCTOBER 25, 2011

VIRGINIA EMPLOYMENT COMMISSION AND ENVIRONAMICS, INC.

FROM THE CIRCUIT COURT OF FAIRFAX COUNTY Jan L. Brodie, Judge

(Thomas F. Hennessy; Leiser, Leiser & Hennessy, PLLC, on brief), for appellant.

(Kenneth T. Cuccinelli, II, Attorney General; Elizabeth B. Peay, Assistant Attorney General, on brief), for appellee Virginia Employment Commission.

No brief for appellee Environamics, Inc.

Clever Risco appeals the decision by the circuit court affirming a decision by the Virginia Employment Commission (commission) that (a) disqualified him from unemployment compensation due to misconduct connected with work and (b) held that he received a fair and impartial hearing. We have reviewed the record, the circuit court's order, and the commission's opinion and find that this appeal is without merit. Accordingly, we affirm for the reasons stated by the commission in its final opinion, see Risco v. Environamics, Inc., Comm'n Decision 91522-C (Dec. 9, 2010), as affirmed by the circuit court, see Risco v. Virginia Emp't Comm'n, Case No. CL-2011-0000203 (Apr. 1, 2011). We dispense with oral argument and summarily affirm because

^{*} Pursuant to Code § 17.1-413, this opinion is not designated for publication.

the facts and legal contentions are adequately presented in the material before this Court and argument would not aid the decisional process. <u>See</u> Code § 17.1-403; Rule 5A:27.

Affirmed.