

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

**JESSICA OWEN**  
Claimant

**APPEAL NO. 12A-UI-07739-AT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**BLAZIN WINGS INC**  
Employer

**OC: 05/27/12  
Claimant: Respondent (4)**

Section 96.3-5 – Computation of Benefits

**STATEMENT OF THE CASE:**

Blazin Wings, Inc. filed a timely appeal from an unemployment insurance decision dated June 25, 2012, reference 01, that allowed benefits to Jessica Owen and which contained the statement “the employer’s account may be charged for benefits paid.” The appeal letter asserted that Ms. Owen never was employed by Blazin Wings, Inc. Due notice was issued for a telephone hearing to be held July 19, 2012. The parties entered a stipulation as to the facts. The administrative law judge takes official notice of Agency benefit payment records and wage records.

**ISSUE:**

Can this employer’s account be charged with benefits paid to the claimant?

**FINDINGS OF FACT:**

Jessica Owen was employed by BWW Burlington 1, LLC, the Blazin Wings franchisee in Burlington, Iowa. She was not employed by Blazin Wings, Inc. A separate fact-finding decision was issued to the franchisee indicating that Ms. Owen’s employment ended under circumstances that allowed her to receive unemployment insurance benefits. The franchisee did not file an appeal.

**REASONING AND CONCLUSIONS OF LAW:**

The sole issue in this case is whether Blazin Wings, Inc. can be charged with benefits paid to Ms. Owen. It cannot.

Unemployment insurance benefits are computed based upon all wages from all employers in the individual’s base period. Only base period employers can be charged for benefits paid to an individual. Since Ms. Owen was never employed by Blazin Wings, Inc., that company cannot be charged with benefits that she may receive.

**DECISION:**

The unemployment insurance decision dated June 25, 2012, reference 01, is modified. The claimant is entitled to receive unemployment insurance benefits, provided she is otherwise eligible. No benefits shall be charged to the account of Blazin Wings, Inc.

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Dan Anderson  
Administrative Law Judge

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Decision Dated and Mailed

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