

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

**DOUGLAS E EGGERS**

Claimant

**APPEAL 21R-UI-12889-DG-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**DEPARTMENT OF THE ARMY**

Employer

**OC: 12/06/20**

**Claimant: Appellant (2)**

5 USC § 8521(a)(1) – Eligibility for Unemployment Compensation for Ex-service Members (UCX)

**STATEMENT OF THE CASE:**

Claimant filed a timely appeal from the December 22, 2020 (reference 01) decision that denied UCX benefits. After due notice was issued, a hearing was held on July 12, 2021. Claimant participated through his legally designated representative Shyann Eggers. Employer participated through Melody Karcz, UCX Liaison.

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds: Claimant was deployed as an active duty soldier beginning on April 20, 2020 through October 16, 2020. Claimant was released from his deployment on that date after he served his full term of duty. Claimant was deployed 180 days.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow, the administrative law judge concludes the claimant does meet the criteria to be entitled to receive UCX benefits. Benefits are allowed.

5 U.S.C. 8521(a)(1) provides:

(a) For the purposes of this subchapter--

(1) "Federal service" means active service (not including active duty in a reserve status unless for a continuous period of 180 days or more) in the armed forces or the Commissioned Corps of the National Oceanic and Atmospheric Administration if with respect to that service—

(A) the individual was discharged or released under honorable conditions (and, if an officer, did not resign for the good of the service); and

(B)(i) the individual was discharged or released after completing his first full term of active service which the individual initially agreed to serve, or  
(ii) the individual was discharged or released before completing such term of active service--

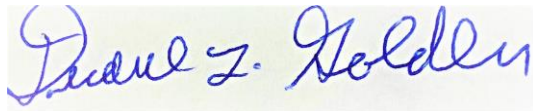
(I) for the convenience of the Government under an early release program, (II) because of medical disqualification, pregnancy,

parenthood, or any service-incurred injury or disability, (III) because of hardship (including pursuant to a sole survivorship discharge, as that term is defined in section 1174(i) of title 10), or (IV) because of personality disorders or inaptitude but only if the service was continuous for 365 days or more.

Claimant was serving in a reserve status for a continuous period of 180 days or more. Claimant does meet the entitlement criteria for UCX benefits.

**DECISION:**

The December 22, 2020 (reference 01) decision is reversed. The claimant is eligible to receive UCX benefits.



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Duane L. Golden  
Administrative Law Judge

July 22, 2021  
Decision Dated and Mailed

dlg/lj