

**BEFORE THE
EMPLOYMENT APPEAL BOARD
Lucas State Office Building
Fourth floor
Des Moines, Iowa 50319**

ISIDRO F MARQUEZ PEREZ

Claimant,

and

ANNA ENTERPRISES

Employer.

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HEARING NUMBER: 11B-UI-02250

**EMPLOYMENT APPEAL BOARD
DECISION AFTER GRANTED REHEARING**

NOTICE

THIS DECISION BECOMES FINAL unless a **PETITION TO DISTRICT COURT IS FILED WITHIN 30 days** of the date of the Board's decision.

SECTION: 96.5-1-J, 24.26-15

DECISION

UNEMPLOYMENT BENEFITS ARE ALLOWED IF OTHERWISE ELIGIBLE

STATEMENT OF THE CASE:

The Claimant filed an application for rehearing on the above-listed matter that was granted. A Decision and Order was sent to both parties indicating that the employer submitted a timely written argument; however, the Board did not receive it until after the decision was made and mailed. The Decision and Order stated that the Board would review the employer's written argument so that it could re-issue its decision in consideration of the same. The Board is now ready to issue its decision.

The Employer appealed this case to the Employment Appeal Board. Two members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. The administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED**.

The Employer submitted a written argument to the Employment Appeal Board. The Employment Appeal Board reviewed the argument. The argument was substantially corroborative of evidence already presented before the administrative law judge. While the argument was considered, the Employment Appeal Board finds it is insufficient to cause a reversal of the Board's previous decision.

Monique F. Kuester

Elizabeth L. Seiser

AMG/fnv