

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ELDA M RIVAS
Claimant

APPEAL NO: 14A-UI-11426-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

D&S TRUCKING LLC
Employer

OC: 05/25/14
Claimant: Appellant (6)

Section 96.6-3 - Dismissal of Appeal

STATEMENT OF THE CASE:

An appeal was set up from an unemployment insurance decision dated October 31, 2014, reference 05. A hearing was scheduled for November 24, 2014. The appeal never should have been set up because the decision nullified an earlier decision that was issued to the wrong employer.

FINDINGS OF FACT:

The appeal in this case never should have been set up because the decision nullified an earlier decision that was issued to the wrong employer. D&S Trucking LLC has nothing to do with this case.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code § 96.6-3 provides that an administrative law judge shall affirm or modify the decision of the Iowa Workforce Development Department representation if an appeal is filed. In this case, no appeal was filed from decision dated October 31, 2014, reference 05, was filed. The appeal in 14A-UI-11376 scheduled for November 24, 2014, at 8:30 a.m. is the proper appeal for this case.

The administrative law judge has reviewed the records and files herein and concludes appeal in 14A-UI-11426-SWT should be dismissed.

DECISION:

The unemployment insurance decision dated October 31, 2014, reference 05, is affirmed. The decision nullifying the decision dated October 1, 2014, reference 01, remains in effect.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

saw/pjs