

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**BRANDON M TEERLINCK**  
Claimant

**APPEAL 21A-UI-11035-DB-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 01/24/21  
Claimant: Appellant (6)**

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Iowa Code §96.4(3) – Able to and Available for Work  
Iowa Admin. Code r. 871-24.23(11) – Reemployment Services  
Iowa Code Ch. 17A – Iowa Administrative Procedure Act  
Iowa Code Ch. 96 – Iowa Employment Security Act  
Iowa Admin. Code r. 871-26.8(1) – Appeal Dismissal  
Iowa Admin. Code r. 871-24.19(3) – Subsequent Agency Action

**STATEMENT OF THE CASE:**

The claimant/appellant filed an appeal from an unemployment insurance decision dated March 15, 2021 (reference 01) that found the claimant was not available for work effective March 7, 2021 as he failed to report for a reemployment services appointment. Iowa Workforce Development issued a decision dated June 9, 2021 (reference 02) which found that the claimant was eligible for benefits effective March 7, 2021 as he had reported for the reemployment services appointment, making the issue moot. The hearing scheduled for June 21, 2021 at 9:00 a.m. is cancelled.

**ISSUE:**

Should the appeal be dismissed as moot based on subsequent agency action?

**FINDINGS OF FACT:**

The available information in the department's administrative file establishes the following facts: The department issued a decision dated March 15, 2021 (reference 01) that found the claimant was not available for work effective March 7, 2021. The department later issued a decision on June 9, 2021 (reference 02) which found claimant was available for work effective March 7, 2021. Subsequent agency action has made the appeal of the decision dated March 15, 2021 (reference 01) moot.

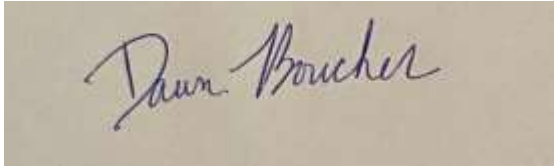
**REASONING AND CONCLUSIONS OF LAW:**

Generally, courts and administrative tribunals do not decide issues when the underlying controversy is moot. *Rhiner v. State*, 703 N.W.2d 174, 176 (Iowa 2005). "A case is moot if it no longer presents a justiciable controversy because the issues involved are academic or

nonexistent.” *Iowa Bankers Ass’n v. Iowa Credit Union Dep’t*, 335 N.W.2d 439, 442 (Iowa 1983). The only issue on this appeal is now moot because of subsequent agency action.

**DECISION:**

The appeal of the unemployment insurance decision dated March 15, 2021 (reference 01) is dismissed as moot. The hearing scheduled for June 21, 2021 at 9:00 a.m. is cancelled.

A rectangular box containing a handwritten signature in cursive script that reads "Dawn Boucher".

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Dawn Boucher  
Administrative Law Judge

June 24, 2021  
Decision Dated and Mailed

db/ol