

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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**HEATHER S FINERAN**  
Claimant

**APPEAL NO: 14A-UI-10263-SWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 03/09/14  
Claimant: Appellant (4)**

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Section 96.3-7 - Overpayment of Benefits

**STATEMENT OF THE CASE:**

The claimant appealed an unemployment insurance decision dated September 17, 2014, reference 06, that concluded she was overpaid \$1,741 unemployment insurance benefits due to the receipt of vacation and severance pay. A telephone hearing was held on October 23, 2014. The claimant participated in the hearing. Exhibit One and Two was admitted into evidence at the hearing.

**ISSUE:**

Was the claimant overpaid unemployment insurance benefits?

**FINDINGS OF FACT:**

The claimant filed a new claim for unemployment insurance benefits with an effective date of March 9, 2014. Her weekly benefit amount was \$439.

The claimant received gross benefits of \$429 for the week ending March 15 and \$439 per week for the weeks ending March 22 and March 29, and \$434 for the week ending April 5, 2014.

The decisions in 14A-UI-10261-SWT and 14A-UI-10262-SWT concluded the claimant was ineligible for benefits for the weeks ending March 15, March 22, and March 29. The decisions also concluded the claimant was eligible for \$241 in benefits for the week ending April 5.

**REASONING AND CONCLUSIONS OF LAW:**

The issue in this case is whether the claimant was overpaid unemployment insurance benefits.

The unemployment insurance law provides that benefits must be recovered from a claimant who receives benefits and is later determined to be ineligible for benefits, even though the claimant acted in good faith and was not otherwise at fault. Iowa Code § 96.3-7.

The decisions in 14A-UI-10261-SWT and 14A-UI-10262-SWT concluded the claimant was ineligible for benefits for the weeks ending March 15, March 22, and March 29 and also

concluded the claimant was eligible for \$241 in benefits for the week ending April 5. This means the claimant was overpaid \$429 for the week ending March 15; \$439 per week for the weeks ending March 22 and March 29, and \$193 for the week ending April 5—for a total overpayment of \$1,500.

**DECISION:**

The unemployment insurance decision dated September 17, 2014, reference 06, is modified in favor of the claimant. The claimant was overpaid \$1,500 in unemployment insurance benefits, which must be repaid.

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Steven A. Wise  
Administrative Law Judge

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Decision Dated and Mailed

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