

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

BARBARA K CORSON
Claimant

APPEAL 16A-UI-12258-SC-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 08/07/16
Claimant: Appellant (2)**

Iowa Code § 96.4(3) – Able and Available/Work Search

STATEMENT OF THE CASE:

Barbara K. Corson (claimant) filed a timely appeal from the November 7, 2016 (reference 01), unemployment insurance decision that warned her to make at least two work-search contacts per week but did not deny benefits for the week ending October 29, 2016. After due notice was issued, a telephone conference hearing was scheduled to be held on December 2, 2016. The claimant's appeal letter was sufficient to resolve the issue and no hearing was held.

ISSUE:

Did the claimant make an adequate work search for the week ending October 29, 2016 and was the warning appropriate?

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The claimant claimed benefits for the week ending October 29, 2016. She made at least two work searches for that week and began a new job. The administrative record shows she filed her claim that week via telephone with a customer service representative and it appears it was mistakenly entered that she did not make an adequate work search.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes that the claimant has made an active and earnest search for work.

Iowa law requires individuals claiming benefits to be able to work, available to work, and actively and earnestly seeking work. Iowa Code § 96.4(3). An individual will be disqualified from benefits if he or she fails to make an adequate work search after receiving a warning. Iowa Admin. Code r. 871-24.23(28).

In this case, the claimant has appealed the warning she received regarding her job searches. The claimant has sufficiently demonstrated to the satisfaction of the administrative law judge that she made an active and earnest search for work for the week ending October 29, 2016 as she made at least two contacts and began a new job that week. Accordingly, the warning was not appropriate.

DECISION:

The November 7, 2016, (reference 01) unemployment insurance decision is reversed. The claimant did make an active and earnest search for work for the week ending October 29, 2016. Therefore, the warning was not appropriate.

Stephanie R. Callahan
Administrative Law Judge

Decision Dated and Mailed

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