

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI	
<b>JUAN G MAY PACNECO</b> Claimant  <b>IOWA WORKFORCE DEVELOPMENT DEPARTMENT</b>	<b>APPEAL NO. 10A-UI-08792-AT</b>  <b>ADMINISTRATIVE LAW JUDGE DECISION</b>   <b>OC: 05/23/10</b> <b>Claimant: Appellant (2)</b>

Section 96.4-3 – Work Search

**STATEMENT OF THE CASE:**

The claimant filed a timely appeal from an unemployment insurance decision dated June 15, 2010, reference 03, which imposed a warning upon a finding that the claimant had failed to make in-person job contacts for the week ending June 12, 2010. After a review of the information in the claimant's appeal letter and Agency benefit payment records, the administrative law judge concludes that no additional testimony is necessary.

**ISSUE:**

Should the warning be removed from the claimant's record?

**FINDINGS OF FACT:**

Having examined all matters of record, the administrative law judge finds: The claimant filed a claim for benefits effective May 23, 2010. The claimant was authorized by the Agency to conduct a work search through his union. The Agency miscoded the claim for benefits to indicate that the claimant must make the work search in person.

**REASONING AND CONCLUSIONS OF LAW:**

The question is whether the warning should be removed from the claimant's record.

Iowa Code section 96.4-3 establishes a general rule that all claimants must make an active work search each week that they request benefits. The Agency ordinarily interprets this to require a minimum of two in-person job contacts. Some individuals, are allowed to conduct their work search through their unions. The evidence in this record persuades the administrative law judge that this claimant is such a person. Since the claimant made an active work search through his union during the week in question, the warning shall be removed.

**DECISION:**

The unemployment insurance decision dated June 15, 2010, reference 03, is reversed. The warning is removed from the claimant's record.

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Dan Anderson  
Administrative Law Judge

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Decision Dated and Mailed

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