

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

NOAH J MEEKER
Claimant

APPEAL NO. 10A-EUCU-00606-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 04/05/09
Claimant: Appellant (1)

Section 96.3-7 – Recovery of Overpayments

STATEMENT OF THE CASE:

Noah M. Meeker filed a timely appeal from an unemployment insurance decision dated July 7, 2010, reference 06, that ruled he had been overpaid \$4,000.00 in emergency unemployment compensation benefits for the ten weeks ending April 3, 2010. After due notice was issued, a telephone hearing was held August 14, 2010 with Mr. Meeker participating. This matter is considered on a consolidated record with 10A-EUCU-00605-AT.

ISSUE:

Has the claimant been overpaid?

FINDINGS OF FACT:

Having heard the testimony of the witness and having examined all of the evidence in the record, the administrative law judge finds: Noah J. Meeker received \$4,000.00 in emergency unemployment compensation benefits through Iowa for the ten weeks ending April 3, 2010. Mr. Meeker was monetarily eligible for Texas state unemployment insurance benefits for those ten weeks. The decision holding Mr. Meeker ineligible for benefits through Iowa as of January 24, 2010 has been affirmed by the administrative law judge's decision in the companion case.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.3-7 requires that unemployment insurance benefits paid in error be repaid to the Agency, even if the individual who has received the benefits is not at fault for the overpayment. The evidence in the record establishes that Mr. Meeker received benefits through Iowa for the ten weeks ending April 3, 2010 and that he should not have received them. Although it is not his fault that the overpayment occurred, the law requires that he repay the benefits he should not have received.

DECISION:

The unemployment insurance decision dated July 7, 2010, reference 06, is affirmed. The claimant has been overpaid \$4,000.00 in emergency unemployment compensation benefits for the ten weeks ending April 3, 2010.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

css/css