

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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

**TREVOR COLLINSON**  
Claimant

**APPEAL NO. 19A-UI-02645-JTT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE DEVELOPMENT  
DEPARTMENT**

**OC: 01/27/19**  
**Claimant: Appellant (2)**

Iowa Code Section 96.3(7) – Overpayment of Benefits

**STATEMENT OF THE CASE:**

Trevor Collinson filed a timely appeal from the March 19, 2019, reference 02, decision that held Mr. Collinson was overpaid \$516.00 in unemployment insurance benefits for four weeks between January 27, 2019 and February 23, 2019, based on an earlier decision that disqualified him for benefits in connection with his discharge from employment with Walmart, Inc. After due notice was issued, a hearing was held on April 16, 2019. Mr. Collinson did not comply with the hearing notice instructions to register a telephone number and did not participate. Based on information contained in the Agency's administrative file and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

**ISSUE:**

Whether Mr. Collinson was overpaid \$516.00 in unemployment insurance benefits for four weeks between January 27, 2019 and February 23, 2019, based on an earlier decision that disqualified him for benefits in connection with his discharge from employment with Walmart, Inc.

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds: Trevor Collinson established an original claim for unemployment insurance benefits that was effective January 27, 2019 and received \$516.00 in benefits for four weeks between January 27, 2019 and February 23, 2019. On March 1, 2019, an Iowa Workforce Development Benefits Bureau deputy entered a reference 01 decision that held Mr. Collinson was disqualified for benefits, based on the deputy's conclusion that Mr. Collinson was discharged on January 26, 2019 for wanton carelessness in the performance of his work. The March 1, 2019, reference 01, disqualification decision prompted the overpayment decision from which Mr. Collinson appeals in this matter. The March 1, 2019, reference 01, disqualification decision has been reversed on appeal to allow benefits to Mr. Collinson provided he meets all other eligibility requirements, based on the administrative law judge's conclusion that Mr. Collinson was discharged for no disqualifying reason. See Appeal Number 19A-UI-01951-JTT.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Code section 96.3(7) provides that if a claimant receives benefits and is deemed ineligible for the benefits, Workforce Development must recover the benefits and the claimant must repay the benefits, even if the claimant was not at fault in receiving the benefits.

Because the disqualification decision that triggered the overpayment decision has been reversed on appeal, the administrative law judge concludes that Mr. Collinson was not overpaid \$516.00 in unemployment insurance benefits for four weeks between January 27, 2019 and February 23, 2019.

**DECISION:**

The March 19, 2019, reference 02, decision is reversed. The claimant was not overpaid \$516.00 in unemployment insurance benefits for four weeks between January 27, 2019 and February 23, 2019.

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James E. Timberland  
Administrative Law Judge

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Decision Dated and Mailed

jet/rvs