

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

MORGAN L LOSSNER
Claimant

APPEAL NO. 13A-UI-14211-H2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 10/20/13
Claimant: Appellant (2)

Iowa Code § 96.4(3) – Able and Available
871 IAC 24.2(1)e – Failure to Report

STATEMENT OF THE CASE:

The claimant filed a timely appeal from the December 24, 2013, reference 02, decision that denied benefits. Because of subsequent agency action, the hearing was not necessary.

ISSUE:

Should the representative's decision be affirmed?

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The representative's decision the claimant appealed from dated December 24, 2013 reference 02 denied benefits effective December 22, 2013. In a representative's decision dated December 31, 2013, reference 03 amending reference 02, the agency reversed that denial and allowed benefits effective December 22, 2013. It was found that the claimant did not fail to report as directed.

REASONING AND CONCLUSIONS OF LAW:

Inasmuch as the agency reversed the prior disqualification prior to the hearing, there is no issue for the administrative law judge to adjudicate.

DECISION:

The representative's decision dated December 24, 2013, reference 02 is reversed so as to be consistent with the subsequent agency action. Benefits are allowed, provided the claimant is otherwise eligible.

Teresa K. Hillary
Administrative Law Judge

Decision Dated and Mailed

tkh/pjs