

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

MICHAEL J GRIMM
Claimant

APPEAL 18A-UI-11847-AW-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE DEVELOPMENT
DEPARTMENT**

**OC: 11/04/18
Claimant: Appellant (2)**

Iowa Code § 96.3(7) – Overpayment

STATEMENT OF THE CASE:

Michael Grimm, Claimant, filed an appeal from the December 4, 2018 (reference 03) unemployment insurance decision that concluded claimant was overpaid benefits in the amount of \$1,191.00 for three weeks between November 4, 2018 and November 24, 2018. Claimant was properly notified of the hearing. A telephone hearing was held on December 26, 2018 at 9:05 a.m. Claimant participated. No exhibits were admitted. Official notice was taken of the administrative record.

ISSUE:

Whether claimant is overpaid benefits.

FINDINGS OF FACT:

Having reviewed all of the evidence on the record, the administrative law judge finds: The claimant received benefits of \$1,191.00 for three weeks between November 4, 2018 and November 24, 2018. The overpayment issue in this case was created by a disqualification decision that has been reversed (see 18A-UI-11846-AW-T).

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant is not overpaid benefits.

Iowa Code § 96.3(7)(a) provides for the recovery of an overpayment of benefits, if an individual receives benefits for which the individual is subsequently determined to be ineligible.

The administrative law judge concludes that the claimant is not overpaid unemployment insurance benefits, because the disqualification decision that created the overpayment has been reversed.

DECISION:

The December 4, 2018 (reference 03) unemployment insurance decision is reversed. Claimant is not overpaid benefits.

Adrienne C. Williamson
Administrative Law Judge
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Decision Dated and Mailed

acw/rvs