

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**PASCAL M MAZIBO**  
Claimant

**APPEAL NO: 15A-UI-02008-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 12/28/14  
Claimant: Appellant (4)**

Iowa Code § 96.4(3) – Able to and Available for Work

**PROCEDURAL STATEMENT OF THE CASE:**

The claimant appealed a representative's January 28, 2015 determination (reference 02) that held the claimant ineligible to receive benefits as of December 28, 2014, because he had not provided proof that he was legally authorized to work in the United States. The claimant participated at the March 24 hearing. Vivian Salama interpreted the hearing. During the hearing, Claimant Exhibit A was offered and admitted as evidence. Based on the evidence, the claimant's arguments, and the law, the administrative law judge concludes that for the week ending January 3, 2015, the claimant is eligible to receive benefits.

**ISSUE:**

Is the claimant eligible to receive benefits for the week ending January 3, 2015?

**FINDINGS OF FACT:**

The claimant established a claim for benefits during the week of December 28, 2014 because he was on a temporary layoff. The claimant filed a claim for the week ending January 3, 2015. The claimant provided a copy of his employment authorization card that was valid from February 11, 2014, through February 10, 2015. (Claimant Exhibit A.)

**REASONING AND CONCLUSIONS OF LAW:**

Each week a claimant files a claim for benefits, he must be able to and available for work. Iowa Code § 96.4(3). To be available, a claimant must be legally authorized to work in the United States. The evidence establishes that for the week ending January 3, 2015, the claimant was legally authorized to work in the United States. Since the claimant only filed a claim for the week ending January 3, 2015, this decision only addresses his eligibility for this one week.

**DECISION:**

The representative's January 28, 2015 determination (reference 02) is modified in the claimant's favor. The claimant is eligible to receive benefits for the week ending January 3, 2015, because he provided proof that he is authorized to work in the United States during this week.

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Debra L. Wise  
Administrative Law Judge

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Decision Dated and Mailed

dlw/pjs