

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**LELAND L TREWVATHAN**  
Claimant

**APPEAL NO: 13A-UI-04637**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**SUNNY KNOLL CARE CENTRE**  
Employer

**OC: 03/24/13  
Claimant: Appellant (6)**

871 IAC 26.8(1) – Dismissal of Appeal

**PROCEDURAL STATEMENT OF THE CASE:**

The claimant appealed a representative's April 10, 2013 determination (reference 01) that disqualified him from receiving benefits and held the employer's account was not subject to charge because the claimant quit his employment for reasons that do not qualify him to receive benefits. On April 22, 2013 an amended determination was issued (reference 03). The amended determination held the claimant qualified to receive benefits because his employment separation was for nondisqualifying reasons. As a result of the determination (reference 03) the claimant's appeal has been resolved and this appeal must be dismissed.

**FINDINGS OF FACT:**

The claimant established a claim for benefits during the week of March 24, 2013. The claimant appealed a representative's April 10, 2013 determination (reference 01) that disqualified him from receiving benefits as of March 13, 2013. This is appeal 13A-UI-04637.

An April 22, 2013 determination (reference 03) was issued that amended the determination for reference 01. The April 22 determination held the claimant qualified to receive benefits and held the employer's account subject to charge.

The employer appealed the determination for reference 03. This is appeal 13A-UI-04901.

**REASONING AND CONCLUSIONS OF LAW:**

Since the claimant's appeal from reference 01 was amended by reference 03, the issue the claimant appealed was resolved by the determination issued on April 22 (reference 03). Therefore, the claimant's appeal, 13A-UI-04637, has been resolved and this appeal is dismissed.

Since the employer appealed the April 22, 2013 determination (reference 03), another appeal has been set up, 13A-UI-04901. A hearing will be scheduled for appeal 13A-UI-04901.

**DECISION:**

The representative's April 10, 2013 determination (reference 01) was amended by a representative's April 22, 2013 determination (reference 03) that held the claimant eligible to receive benefits. Since reference 03 resolved the issue the claimant appealed, the appeal for 13A-UI-04637 is dismissed.

A hearing will be scheduled for appeal 13A-UI-04901 because the employer appealed the representative's April 22, 2013 determination (reference 03).

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Debra L. Wise  
Administrative Law Judge

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Decision Dated and Mailed

dlw/pjs