

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

RENE J JOHNS
Claimant

STANDARD GOLF COMPANY
Employer

APPEAL 21A-UI-23117-JT-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

OC: 09/06/20
Claimant: Appellant (1)

Iowa Code § 96.3(7) - Overpayment

STATEMENT OF THE CASE:

Claimant, Rene Johns, filed a timely appeal from the October 8, 2021 (reference 02) unemployment insurance decision that held she was overpaid \$986.00 in regular unemployment insurance benefits for the two weeks between September 6, 2020 and September 19, 2020, based on an earlier decision that disqualified her for benefits in connection with a voluntary quit from employment with Standard Golf Company. After due notice was issued, a hearing was held on December 9, 2021. The claimant participated. The hearing in this matter was consolidated with the hearing in Appeal Number 21A-UI-023116-JTT. Exhibit A was received into evidence. The administrative law judge took official notice of the benefits disbursed to the claimant (DBRO), the scheduled fact-finding interview (KFFV), the base period employers (WAGE-A) and the reference 01 and 02 decisions.

ISSUE:

Whether the claimant was overpaid \$986.00 in regular unemployment insurance benefits for the two weeks between September 6, 2020 and September 19, 2020, based on an earlier decision that disqualified her for benefits in connection with a voluntary quit from employment with Standard Golf Company.

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The claimant established an original claim for benefits that was effective September 6, 2020. The claimant received \$986.00 in regular benefits for the two-week period ending September 19, 2020.

On December 22, 2020, Iowa Workforce Development Benefits Bureau issued a reference 01 decision that disqualified the claimant for regular unemployment insurance benefits, based on the deputy's conclusion that the claimant voluntarily quit employment with Standard Golf Company without good cause attributable to the employer. The reference 01 decision prompted the overpayment decision from which the claimant appeals in the present matter. The reference 01 decision has been affirmed in Appeal Number 21A-UI-23116-JTT.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.3(7) provides, in pertinent part:

7. Recovery of overpayment of benefits.
 - a. If an individual receives benefits for which the individual is subsequently determined to be ineligible, even though the individual acts in good faith and is not otherwise at fault, the benefits shall be recovered. The department in its discretion may recover the overpayment of benefits either by having a sum equal to the overpayment deducted from any future benefits payable to the individual or by having the individual pay to the department a sum equal to the overpayment.

Because the reference 01 decision disqualified the claimant for benefits, and because the reference 02 decision remains in effect, the \$986.00 in regular benefits the claimant received for two weeks between September 6, 2020 and September 19, 2020 is an overpayment of benefits. The claimant must repay the overpaid benefits.

DECISION:

The October 8, 2021 (reference 02) unemployment insurance decision is affirmed. The claimant was overpaid \$986.00 in regular unemployment insurance benefits for the two weeks between September 6, 2020 and September 19, 2020, based on an earlier decision that disqualified her for benefits in connection with a voluntary quit from employment with Standard Golf Company. The claimant must repay the overpaid benefits.



James E. Timberland
Administrative Law Judge

January 13, 2022
Decision Dated and Mailed

jet/mh

Note to Claimant: This decision determines you are overpaid regular unemployment insurance benefits. If you disagree with this decision, you may file an appeal to the Employment Appeal Board by following the instructions on the first page of this decision. Individuals who do not qualify for regular unemployment insurance benefits, but who are unemployed for reasons related to COVID-19, may qualify for Pandemic Unemployment Assistance (PUA). **You will need to apply for PUA to determine your eligibility under the program.** Additional information on how to apply for PUA can be found at <https://www.iowaworkforcedevelopment.gov/pua-information>.