

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

MASHALL M TODTZ
Claimant

APPEAL NO. 12A-UI-07072-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**VERA FRENCH COMMUNITY MENTAL
HEALTH**
Employer

OC: 01/29/12
Claimant: Appellant (1)

Section 96.3-7 - Overpayment of Benefits

STATEMENT OF THE CASE:

The claimant appealed an unemployment insurance decision dated June 5, 2012, reference 02, that concluded she was overpaid unemployment insurance benefits. A telephone hearing was held on July 10, 2012. The claimant participated in the hearing.

ISSUE:

Was the claimant overpaid unemployment insurance benefits?

FINDINGS OF FACT:

The claimant filed a new claim for unemployment insurance benefits with an effective date of January 29, 2012. The claimant filed for and received a total of \$1,466.00 in unemployment insurance benefits for the weeks between January 29 and March 24, 2012.

The unemployment insurance decision that disqualified the claimant from receiving unemployment insurance benefits has been affirmed in a decision of the administrative law judge in appeal 12A-UI-07071-SWT.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether the claimant was overpaid unemployment insurance benefits.

The unemployment insurance law provides that benefits must be recovered from a claimant who receives benefits and is later determined to be ineligible for benefits, even though the claimant acted in good faith and was not otherwise at fault. Iowa Code § 96.3-7.

Since the decision disqualifying the claimant has been affirmed, the claimant was overpaid \$1,466.00 in unemployment insurance benefits.

DECISION:

The unemployment insurance decision dated June 5, 2012, reference 02, is affirmed. The claimant was overpaid \$1,466.00 in unemployment insurance benefits, which must be repaid.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

saw/pjs