

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

TYLER J LAUBENTHAL
Claimant

APPEAL NO. 13A-UI-08977-HT

**ADMINISTRATIVE LAW JUDGE
DECISION**

BECKER CONSTRUCTION CO INC
Employer

OC: 06/30/13
Claimant: Appellant (1)

Section 96.4(3) – Able and Available

STATEMENT OF THE CASE:

The claimant, Tyler Laubenthal, filed an appeal from a decision dated July 29, 2013, reference 01. The decision disqualified him from receiving unemployment benefits. After due notice was issued, a hearing was held by telephone conference call on September 10, 2013. The claimant participated on his own behalf and with Kris Laubenthal. The employer, Becker Construction, participated by President Ron Becker.

ISSUE:

The issue is whether the claimant is able and available for work.

FINDINGS OF FACT:

Tyler Laubenthal filed a claim for unemployment benefits with an effective date of June 30, 2013, when he was laid off for lack of work. He contacted Becker Construction, a prior employer, to ask if there was any work available for the week of June 30 through July 6, 2013. By the time the employer responded to his request he was no longer available as he had agreed to work for his mother four days out of those seven, and declined the work.

REASONING AND CONCLUSIONS OF LAW:

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He claimant committed himself to personal family obligations after he had requested work from the former employer. He removed himself from availability for strictly personal reasons. He is therefore not eligible for unemployment benefits for the week of June 30 through July 6, 2013.

DECISION:

The representative's decision of July 29, 2013, reference 01, is affirmed. Tyler Laubenthal is not eligible for unemployment benefits for the one-week period from June 30 to July 6, 2013.

Bonny G. Hendricksmeier
Administrative Law Judge

Decision Dated and Mailed

bgh/css