

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

WILLIAM A RUNGE
Claimant

APPEAL NO. 11A-UI-07035-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 12/06/09
Claimant: Appellant (1)

Section 96.3-7 – Recovery of Overpayments

STATEMENT OF THE CASE:

William A. Runge filed a timely appeal from an unemployment insurance decision dated May 18, 2011, reference 06, that ruled he had been overpaid by \$1,756.00 for the 11 weeks ending May 7, 2011. After due notice was issued, a telephone hearing was held June 22, 2011, on a consolidated record with appeals 11A-UI-06620-AT, 11A-UI-07033-AT, and 11A-UI-07034-AT.

ISSUE:

Has the claimant been overpaid?

FINDINGS OF FACT:

The findings of fact in decision 11A-UI-06620-AT are incorporated herein by reference.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.3-7 requires that benefits paid by the Agency in error be repaid, even if the individual who has received those benefits is not at fault for the overpayment. The evidence in this record establishes that Mr. Runge received the benefits in question and that the decisions denying benefits to him have been affirmed. Therefore, the benefits must be repaid.

The administrative law judge notes that they need not be repaid in one lump sum. The claimant is encouraged to contact the Benefit Payment Control Section of the Agency to discuss a payment plan.

DECISION:

The unemployment insurance decision dated May 18, 2011, reference 06, is affirmed. The claimant has been overpaid \$1,756.00.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

kjw/kjw