

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**AUSTIN J LOCKE**  
Claimant

**APPEAL 22A-UI-01734-ED-T  
ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 04/05/20  
Claimant: Appellant (1)**

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PL 116-136, Sec. 2102 – Federal Pandemic Unemployment Assistance  
Iowa Code § 96.3(7) – Payment – Overpayment

**STATEMENT OF THE CASE:**

Claimant filed an appeal from the December 9, 2021 unemployment insurance decision that found claimant was overpaid Pandemic Unemployment Assistance (PUA) benefits. Claimant was properly notified of the hearing. A telephone hearing was held on February 10, 2022. Claimant participated. No exhibits were offered or admitted. Official notice was taken of the administrative record.

**ISSUE:**

Whether claimant is overpaid PUA benefits.

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds:

Claimant received payments of PUA benefits in the gross amount of \$203.00 each for the benefit week ending July 11, 2020. The payments were deposited into claimant's account within three or four days of authorization. Claimant received two PUA payments for the benefit week ending July 11, 2020.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow, the administrative law judge concludes:

Iowa Code section 96.3(7) states:

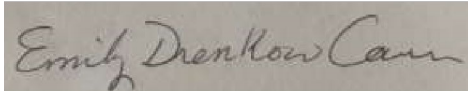
*7. Recovery of overpayment of benefits.*

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.

In this case, claimant received double PUA benefits. Accordingly, claimant has received PUA benefits to which claimant was not entitled. The administrative law judge concludes claimant has been overpaid PUA benefits in the amount of \$203.00. Those benefits must be recovered in accordance with Iowa law.

**DECISION:**

The December 9, 2021 unemployment insurance decision is affirmed. Claimant has been overpaid PUA benefits in the amount of \$203.00, which must be repaid.



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Emily Drenkow Carr  
Administrative Law Judge  
Unemployment Insurance Appeals Bureau  
1000 East Grand Avenue  
Des Moines, Iowa 50319-0209  
Fax (515)478-3528

March 2, 2022  
Decision Dated and Mailed

ed/scn

**NOTE TO CLAIMANT:**

This decision determines you have been overpaid PUA 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.

You may also request a waiver of this overpayment. The written request must include the following information:

1. Claimant name & address.
  2. Decision number/date of decision.
  3. Dollar amount of overpayment requested for waiver.
  4. Relevant facts that you feel would justify a waiver.
- The request should be sent to:  
Iowa Workforce Development Overpayment waiver request 1000 East Grand Avenue Des Moines, IA 50319

This Information can also be found on the Iowa Workforce Development website at: <https://www.iowaworkforcedevelopment.gov/unemployment-insurance-overpayment-and-recovery>. If this decision becomes final and you are not eligible for a waiver, you will have to repay.