BEFORE THE EMPLOYMENT APPEAL BOARD

Lucas State Office Building Fourth floor Des Moines, Iowa 50319

CALVIN L POWELL

HEARING NUMBER: 17BUI-08548

Claimant

and

EMPLOYMENT APPEAL BOARD

DECISION

WOLIN ELECTRIC LC

Employer

NOTICE

THIS DECISION BECOMES FINAL unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT** IS FILED WITHIN **30 days** of the date of the Board's decision.

A REHEARING REQUEST shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

SECTION: 17A.12-3, 26.14-7

DECISION

UNEMPLOYMENT BENEFITS ARE DENIED

STATEMENT OF THE CASE:

The issue of timeliness was raised when the Claimant filed an appeal postmarked October 4, 2017, nine days beyond the statutory deadline of September 25, 2017. The reason for the delay was because the Claimant didn't receive the Notice of Decision. For this reason, we find good cause has been established for the late appeal, and the board shall consider it to be timely.

The Claimant appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. The administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED**.

•	nanded for a new hearing. The Employment Appeal structions on the notice of hearing. Therefore, good natter. The remand request is DENIED .
Kin	n D. Schmett
Asi	hley R. Koopmans

James M. Strohman

AMG/fnv