

**IOWA WORKFORCE DEVELOPMENT  
Unemployment Insurance Appeals Section  
1000 East Grand—Des Moines, Iowa 50319  
DECISION OF THE ADMINISTRATIVE LAW JUDGE  
68-0157 (7-97) – 3091078 - EI**

**DAVID R COPELL  
5810 N LINWOOD AVE  
DAVENPORT IA 52806**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**Appeal Number: 04A-UI-03386-AT  
OC: 03-07-04 R: 04  
Claimant: Appellant (4)**

**This Decision Shall Become Final**, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the **Employment Appeal Board, 4<sup>th</sup> Floor—Lucas Building, Des Moines, Iowa 50319.**

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to Workforce Development. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

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(Administrative Law Judge)

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(Decision Dated & Mailed)

Section 96.4-4 - \$250.00 Earnings Requirement

STATEMENT OF THE CASE:

David R. Copell filed a timely appeal from an unemployment insurance decision dated March 17, 2004 reference 01 which denied benefits effective March 7, 2004 upon a finding that he had not earned and been paid insured wages of at least \$250.00 since March 9, 2003, the beginning of his previous benefit year. After due notice was issue, a telephone hearing was held April 12, 2004 with Mr. Copell participating. Exhibit 1 was admitted into evidence.

FINDINGS OF FACT:

Having heard the testimony of the witness and having examined all the evidence in the record, the administrative law judge finds: During the week ending April 8, 2004 David R. Copell

earned gross wages of \$280.00 in covered employment with Ehlers Bookkeeping and Tax Service. These wages will be reported in the employer's quarterly report for the second quarter of 2004. Mr. Copell was paid the wages on April 9, 2004.

REASONING AND CONCLUSIONS OF LAW:

The question is whether Mr. Copell meets the eligibility requirement established by Iowa Code Section 96.4-4 of earning and being paid insured wages of at least \$250.00 since the beginning of his most recent benefit year. The evidence in the record establishes that Mr. Copell earned and was paid the required amount during the week ending April 10, 2004. Therefore, benefits are allowed as of Sunday, April 11, 2004.

DECISION:

The unemployment insurance decision dated March 17, 2004 reference 01 is modified. The claimant is eligible to receive unemployment insurance benefits effective April 11, 2004, provided he is otherwise eligible.

sb/b