

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CHARLES D WHITE
Claimant

APPEAL NO. 07A-UI-01862-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 09/10/06 R: 01
Claimant: Appellant (2)**

Section 96.3-7 – Recovery of Overpayment

STATEMENT OF THE CASE:

Charles D. White filed a timely appeal from an unemployment insurance decision dated February 13, 2007, reference 04, that ruled he had been overpaid by \$334.00 for the week ending January 13, 2007 because of a fact-finding decision dated January 23, 2007 that had ruled he was not able and available for work during the week in question. After reviewing all matters of record, the administrative law judge concludes that an evidentiary hearing is not needed.

ISSUE:

Has the claimant been overpaid for the week ending January 13, 2007?

FINDINGS OF FACT:

Having examined all matters of record, the administrative law judge finds: On February 15, 2007 administrative judge Debra Wise reversed the fact-finding decision denying benefits to Mr. White. Her ruling is found in decision 07A-UI-00946-DWT.

REASONING AND CONCLUSIONS OF LAW:

The question now is whether Mr. White must repay the unemployment insurance benefits he received for the week ending January 13, 2007. He need not repay them because of Judge Wise's decision overturning the fact-finding decision that had denied benefits to him.

DECISION:

The unemployment insurance decision dated February 13, 2007, reference 04, is reversed. The claimant has not been overpaid for the week ending January 13, 2007.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

css/css