

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

STEVEN E HAACK
Claimant

APPEAL NO. 11A-UI-07642-AT

**ADMINISTRATIVE LAW JUDGE
AMENDED DECISION**

**IOWA WORKFORCE
INVESTIGATION & RECOVERY**

**OC: 05/08/11
Claimant: Appellant (2)**

Section 96.5 – Separation from Employment

STATEMENT OF THE CASE:

Claimant filed a timely appeal from an unemployment insurance decision dated June 3, 2011, reference 01, that disqualified him for benefits. Before a final hearing could be scheduled in the matter, the agency issued a subsequent decision on July 27, 2011 allowing benefits to the claimant and declaring the decision on appeal to be null and void. Under these circumstances, the administrative law judge concludes that a formal hearing is not required.

ISSUE:

Was the claimant's separation from employment a disqualifying event?

FINDINGS OF FACT:

On July 27, 2011, the agency issued a fact-finding decision stating that the decision disqualifying the claimant had been issued in error.

REASONING AND CONCLUSIONS OF LAW:

The evidence before the administrative law judge establishes that the claimant's separation from employment was not a disqualifying event under Iowa Code section 96.5. Benefits are allowed.

DECISION:

The unemployment insurance decision dated June 3, 2011, reference 01, is reversed. The claimant is entitled to receive unemployment insurance benefits, provided he is otherwise eligible.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

pjs/pjs