

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ROGER W BYRNES
Claimant

APPEAL NO. 14A-UI-03427-VST

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 01/05/14
Claimant: Appellant (2)**

871 IAC 24.2(1)E -- Failure to Report

STATEMENT OF THE CASE:

The claimant filed an appeal from a representative's decision dated March 26, 2014, reference 01, which held that the claimant was ineligible for unemployment insurance benefits as of March 23, 2014. After due notice, a hearing was held on April 22, 2014, by telephone conference call. The claimant participated personally. The record consists of the testimony of Roger Byrnes. Official notice is taken of agency records.

ISSUE:

Whether the claimant failed to report as directed by a department representative.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony of the witness and having considered all of the evidence in the record, makes the following findings of fact:

The claimant established a claim for unemployment insurance benefits on January 5, 2014. On March 6, 2014, the claimant was mailed a notice to report. The notice to report required the claimant to be available for a telephone interview on March 17, 2014. The claimant participated in that telephone interview. He was asked to provide some information concerning his pension. He faxed a letter to the department on March 18, 2014, with all of the information requested by the department representative. The claimant is not aware of any other notice to report.

REASONING AND CONCLUSIONS OF LAW:

871 IAC 24.23(11) provides:

Availability disqualifications. The following are reasons for a claimant being disqualified for being unavailable for work.

(11) Failure to report as directed to workforce development in response to the notice which was mailed to the claimant will result in the claimant being deemed not to meet the availability requirements.

The claimant is eligible for benefits effective March 23, 2014. The evidence showed that the claimant did report as required in the notice of March 6, 2014, and provided the information requested by the department on March 18, 2014.

DECISION:

The decision of the representative dated March 26, 2014, reference 01, is reversed. The claimant did report as directed by a department representative.

Vicki L. Seeck
Administrative Law Judge

Decision Dated and Mailed

vls/pjs