

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**JONATHAN K WASSON**  
Claimant

**APPEAL NO. 12A-UI-12130-S2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**ADVANCE SERVICES INC**  
Employer

**OC: 01/22/12**  
**Claimant: Appellant (4)**

Section 96.5-3-a – Refusal to Accept Suitable Work

**STATEMENT OF THE CASE:**

Jonathan Wasson (claimant) appealed a representative's October 4, 2012 decision (reference 03) that concluded he was not eligible to receive unemployment insurance benefits because he could not be contacted by Advance Services (employer). After hearing notices were mailed to the parties' last-known addresses of record, a telephone hearing was scheduled for November 6, 2012. The claimant participated personally. The employer participated by Michael Payne, Loss Prevention Specialist.

**ISSUE:**

The issue is whether the claimant refused suitable work.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The employer is a temporary agency. The claimant worked for the employer from February 13 through August 15, 2012, as a full-time assembler assigned to work at Bartech. The claimant's stopped being able to receive calls on the telephone number he provided to the Agency and the employer as of September 9, 2012. On October 17, 2012, the claimant provided a new number to the Agency. On November 6, 2012, the number was provided to the employer.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow the administrative law judge concludes the claimant was not available for work until November 6, 2012.

871 IAC 24.23(14) provides:

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

(14) An individual is deemed not available for work because such individual cannot be contacted by the department for referral to possible employment.

The claimant has a duty to notify the department and his employer where he can be reached. The claimant fulfilled that duty to the Agency on October 17, 2012. The employer learned of his telephone number at this hearing on November 6, 2012. The claimant is qualified to receive unemployment insurance benefits as of November 6, 2012, if he is otherwise eligible.

**DECISION:**

The representative's October 4, 2012 decision (reference 03) is modified in favor of the appellant. The claimant is qualified to receive unemployment insurance benefits as of November 6, 2012, if he is otherwise eligible.

---

Beth A. Scheetz  
Administrative Law Judge

---

Decision Dated and Mailed

bas/css