

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

DOUGLAS S COZZOLINO
Claimant

APPEAL NO. 07A-UI-01100-S2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 12/31/06 R: 03
Claimant: Appellant (1)**

871 IAC 24.2(1)g – Retroactive Weekly Claim

STATEMENT OF THE CASE:

Douglas Cozzolino (claimant) appealed a representative's January 31, 2007 decision (reference 02) that denied the request for retroactive benefits for the period from December 31, 2006, through January 13, 2007. After due notice was issued, a hearing was held on February 14, 2007. Claimant participated personally.

ISSUE:

The issue is whether the claimant's request for retroactive unemployment insurance benefits should be denied.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The claimant filed a claim for benefits with an effective date of December 31, 2006. The claimant thought the employer would submit a claim and approve the claim for him.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant's request for retroactive benefits is denied.

871 IAC 24.2(1)g provides:

(g) No continued claim for benefits shall be allowed until the individual claiming benefits has completed a voice response continued claim or claimed benefits as otherwise directed by the department. The weekly voice response continued claim shall be transmitted not earlier than noon of the Saturday of the weekly reporting period and, unless reasonable cause can be shown for the delay, not later than close of business on the Friday following the weekly reporting period.

An individual claiming benefits using the weekly voice continued claim system shall personally answer and record such claim on the system unless the individual is disabled and has received prior approval from the department.

Thinking the employer will submit and authorize a claim for you is not considered a good cause reason for having failed to file a weekly claim from December 31, 2006, to January 13, 2007. The claim for retroactive benefits is denied.

DECISION:

The representative's January 31, 2007 decision (reference 02) is affirmed. The claimant's request for retroactive benefits is denied.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/pjs