

IOWA WORKFORCE DEVELOPMENT
Unemployment Insurance Appeals Section
1000 East Grand—Des Moines, Iowa 50319
DECISION OF THE ADMINISTRATIVE LAW JUDGE
68-0157 (7-97) – 3091078 - EI

ELMER B GRIFFITH
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IOWA WORKFORCE
DEVELOPMENT DEPARTMENT

Appeal Number: 04A-UI-06615-AT
OC: 04-25-04 R: 03
Claimant: Appellant (1)

This Decision Shall Become Final, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the **Employment Appeal Board, 4th Floor—Lucas Building, Des Moines, Iowa 50319**.

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to Workforce Development. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

(Administrative Law Judge)

(Decision Dated & Mailed)

871 IAC 24.6(6) – Reemployment Services

STATEMENT OF THE CASE:

Elmer B. Griffith filed a timely appeal from an unemployment insurance decision dated June 7, 2004, reference 03, which denied benefits for the week ending June 5, 2004 upon a finding that he had not established justifiable cause for failing to participate in reemployment services. Due notice was issued for a telephone hearing to be held June 6, 2004. On June 16, 2004 the Agency issued a subsequent decision granting the relief requested by Mr. Griffith. Under these circumstances, no additional evidence is required.

FINDINGS OF FACT:

Having examined all matters of record, the administrative law judge finds: Elmer B. Griffith has established a justifiable cause for not participating in reemployment services for the week of May 29 through June 5, 2004.

REASONING AND CONCLUSIONS OF LAW:

The question is whether benefits should be withheld for the week in question because Mr. Griffith failed to participate in reemployment services. The evidence before the administrative law judge establishes that Mr. Griffith has satisfied his local office that he had a valid reason for not participating. Under these circumstances, benefits should be allowed.

DECISION:

The unemployment insurance decision dated June 7, 2004, reference 03, is reversed. The claimant is entitled to receive unemployment insurance benefits for the week ending June 5, 2004.

tjc/tjc