

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ALAN PLUMB
Claimant

APPEAL NO. 11A-UI-08723-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 03/13/11
Claimant: Appellant (2)**

871 IAC 24.2(1)e – Reporting As Directed

STATEMENT OF THE CASE:

Alan Plumb filed a timely appeal from an unemployment insurance decision dated June 21, 2011, reference 04, that denied benefits upon a finding that he failed to report to the Agency in response to a notice that had been mailed to him. Due notice was issued for a telephone hearing to be held July 27, 2011. At the claimant's request the hearing was held on July 22, 2011. Mr. Plumb participated on his own behalf.

ISSUE:

Did the claimant fail to report as directed?

FINDINGS OF FACT:

Alan Plumb did not receive a notice from Iowa Workforce Development instructing him to report to the Agency at any particular time. He is in the process of obtaining pension information from a former employer. When he receives the documentation from the employer he will promptly forward it to the Agency.

REASONING AND CONCLUSIONS OF LAW:

The question is whether benefits should be withheld due to the claimant's failure to report to the Agency. They should not. The evidence in this record establishes that the claimant is diligently attempting to obtain information from his former employer. He will forward it to the Agency promptly upon receipt. Under these circumstances, denial of benefits pursuant to 871 IAC 24.2(1)e is not appropriate.

DECISION:

The unemployment insurance decision dated June 21, 2011, reference 04, 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

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