

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

LATDA SOURAVONG
3 VICKI CIR
OTTUMWA IA 52501

IOWA WORKFORCE
DEVELOPMENT DEPARTMENT

Appeal Number: 04A-UI-12491-AT
OC: 09-05-04 R: 03
Claimant: Appellant (2)

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 24.2(1)e – Reporting as Directed

STATEMENT OF THE CASE:

Latda Souravong filed a timely appeal from an unemployment insurance decision dated November 12, 2004, reference 10, which denied benefits effective November 7, 2004 upon a finding that she had failed to report to her local Workforce Development center. After due notice was issued, a telephone hearing was held December 15, 2004 with Ms. Souravong participating. This matter is considered on a consolidated record with 04A-UI-12488-AT, 04A-UI-12489-AT and 04A-UI-12490-AT. The administrative law judge takes official notice of Agency records.

FINDINGS OF FACT:

Having heard the testimony of the witness and having examined all of the evidence in the record, the administrative law judge finds: Latda Souravong participated in a telephone interview on November 10, 2004 in response to a notice which had been mailed to her a week earlier.

REASONING AND CONCLUSIONS OF LAW:

The question is whether benefits should be withheld upon the theory that Ms. Souravong failed to report as directed. The evidence clearly establishes that benefits should not be withheld for that reason. Notes of the interview are contained in the file establish that Ms. Souravong participated.

DECISION:

The unemployment insurance decision dated November 12, 2004, reference 10, is reversed.

tjc/b