

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**RYAN T HAGENS**  
Claimant

**APPEAL NO. 09A-UI-10694-AT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**Original Claim: 12/21/08  
Claimant: Appellant (2)**

Section 96.4-3 – Work Search

**STATEMENT OF THE CASE:**

The claimant filed a timely appeal from an unemployment insurance decision dated July 14, 2009, reference 01, which imposed a warning upon a finding that the claimant had failed to make an active work search for the week ending July 11, 2009. After a review of the information in the claimant's appeal letter and Agency benefit payment records, the administrative law judge concludes that no additional testimony is necessary.

**ISSUE:**

Should the warning be removed from the claimant's record?

**FINDINGS OF FACT:**

Having examined all matters of record, the administrative law judge finds: On July 7, 2009, the Agency mailed a notice to the claimant advising him that henceforth a work search would be required. The claimant received the written notification after filing his weekly claim for unemployment insurance benefits for the week ending July 11, 2009.

**REASONING AND CONCLUSIONS OF LAW:**

The question is whether the warning should be removed from the claimant's record.

Since the claimant was not notified of a work-search requirement for the week ending July 11, 2009, until after he had filed his weekly claim, the claimant did not have a reasonable opportunity to conduct a full work search. Under these circumstances, the warning should be removed.

**DECISION:**

The unemployment insurance decision dated July 14, 2009, reference 01, is reversed. The warning is removed from the claimant's record.

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Dan Anderson  
Administrative Law Judge

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Decision Dated and Mailed

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