

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

KATRINA L JOHNSON
Claimant

APPEAL NO. 14A-UI-02771-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

TEAM STAFFING SOLUTIONS INC
Employer

OC: 02/02/14
Claimant: Appellant (1)

Section 96.5-1 - Voluntary Quit
Section 96.6-2 - Timeliness of Appeal

STATEMENT OF THE CASE:

The claimant appealed an unemployment insurance decision dated March 7, 2014, reference 01, that concluded that a decision had been made on her separation from employment on a prior claim and became final. A telephone hearing was held on April 3, 2014. The parties were properly notified about the hearing. The claimant failed to participate in the hearing. Sarah Fiedler participated in the hearing on behalf of the employer and agreed a decision could be made based on the information in the file.

ISSUE:

Was a decision made on the claimant's separation from employment on a prior claim?

FINDINGS OF FACT:

An unemployment insurance decision was mailed to the claimant's last-known address of record on January 30, 2014. The decision concluded and stated the decision was final unless a written appeal was postmarked or received by the Appeals Bureau by February 9, 2014. A decision in appeal 14A-UI-02770-SWT, determined that her appeal was untimely and the decision disqualifying her became final. The claimant filed for benefits for a second benefit year.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether a decision was made on the claimant's separation from employment on a prior claim and became final.

The law states that an unemployment insurance decision is final unless a party appeals the decision within ten days after the decision was mailed to the party's last known address. Iowa Code § 96.6-2. A decision in appeal 14A-UI-02770-SWT, determined that her appeal was untimely and the decision disqualifying her became final. The claimant cannot appeal this final decision just because she filed a claim for a second benefit year.

DECISION:

The unemployment insurance decision dated March 7, 2014, reference 01, is affirmed. The unemployment insurance decision disqualifying the claimant from receiving benefits become final and remains in effect.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

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