

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

TRENNEDY M MYERS
Claimant

APPEAL NO. 16A-UI-07391-S1-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 06/28/15
Claimant: Appellant (2)

871 IAC 24.2(1)g – Retroactive Weekly Claim

STATEMENT OF THE CASE:

Trennedy Myers (claimant) appealed a representative's June 30, 2016, decision (reference 01) that denied the request for retroactive benefits for the period from June 19, 2016 through June 25, 2016. After due notice was issued, a hearing was held on July 25, 2016. The claimant participated personally.

ISSUE:

The issue is whether the claimant's request for retroactive unemployment insurance benefits should be denied.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The claimant filed for unemployment insurance benefits with an effective date of June 28, 2015. He filed an additional claim for benefits on June 19, 2016. The claimant attempted to file his weekly report for the week ending June 25, 2016, but the system would not accept it. The claimant filed a claim for benefits with an effective date of June 28, 2016. The claimant requests retroactive benefits from June 19, 2016 through June 26, 2016.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant's request for retroactive benefits is denied.

Iowa Admin. Code r. 871-24.2(1)g provides:

Procedures for workers desiring to file a claim for benefits for unemployment insurance.

(1) Section 96.6 of the employment security law of Iowa states that claims for benefits shall be made in accordance with such rules as the department prescribes. The department of workforce development accordingly prescribes:

g. No continued claim for benefits shall be allowed until the individual claiming benefits has completed a voice response continued claim or claimed benefits as otherwise directed by the department. The weekly voice response continued claim shall be transmitted not earlier than noon of the Saturday of the weekly reporting period and, unless reasonable cause can be shown for the delay, not later than close of business on the Friday following the weekly reporting period.

The claimant has established sufficient grounds for having failed to file a weekly claim from June 19, 2016 through June 25, 2016. The claimant attempted to file his claim. The system rejected his attempt. The claim for retroactive benefits is granted.

DECISION:

The representative's June 30, 2016, decision (reference 01) is reversed. The claimant's request for retroactive benefits is granted.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/pjs