

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**GEORGE T DAVIDSAVER**  
Claimant

**APPEAL NO. 07A-UI-05934-S2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 04/15/07 R: 04  
Claimant: Appellant (2)**

Section 96.4-3 – Able and Available for Work

**STATEMENT OF THE CASE:**

George Davidsaver (claimant) appealed a representative's June 6, 2007 decision (reference 02) that concluded he did not participate in reemployment services as required. After a hearing notice was mailed to the claimant's last-known address of record, a telephone hearing was scheduled to be held on July 2, 2007. The claimant did participate.

**ISSUE:**

The issue is whether the claimant is eligible to receive unemployment insurance benefits from May 27 through June 2, 2007.

**FINDINGS OF FACT:**

The administrative law judge, having considered all of the evidence in the record, finds that: The claimant filed a claim for unemployment insurance benefits with an effective date of April 15, 2007. Iowa Workforce Development sent the claimant a letter indicating he should attend re-employment services on May 31, 2007. The claimant did not receive the letter. Later he received a letter indicating he had missed the class and should attend class on June 14, 2007. The claimant immediately contacted Iowa Workforce Development and notified them he had not received the letter. The claimant did participate in reemployment services as of June 14, 2007.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow the administrative law judge concludes the claimant is eligible to receive unemployment insurance benefits from May 27 through June 2, 2007.

Iowa Code section 96.4-7 provides:

An unemployed individual shall be eligible to receive benefits with respect to any week only if the department finds that:

7. The individual participates in reemployment services as directed by the department pursuant to a profiling system, established by the department, which identifies individuals who are likely to exhaust benefits and be in need of reemployment services.

The claimant did not attend reemployment services on May 31, 2007, through no fault of his own. He has participated in reemployment services as required. He is eligible to receive unemployment insurance benefits.

**DECISION:**

The representative's June 6, 2007 decision (reference 02) is reversed. The claimant is eligible to receive unemployment insurance benefits from May 27 through June 2, 2007.

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Beth A. Scheetz  
Administrative Law Judge

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Decision Dated and Mailed

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