

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

BARBARA J SEGURA
Claimant

APPEAL NO: 13A-UI-13152-DT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 11/10/13
Claimant: Appellant (1)**

Section 96.4-4 – Second Benefit Year Qualification

STATEMENT OF THE CASE:

Barbara J. Segura (claimant) appealed a representative's November 20, 2013 decision (reference 01) that concluded the claimant was not eligible to receive unemployment insurance benefits for a second benefit year because the claimant had not been paid insured wages of at least \$250.00 since establishing her prior benefit year. A hearing notice was mailed to the claimant's last-known address of record for a telephone hearing to be held on December 23, 2013, scheduled for hearing at 12:00 p.m. The claimant failed to respond to the hearing notice and provide a telephone number at which she could be reached for the hearing and did not participate in the hearing. Based on a review of the information in the administrative file and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

ISSUE:

Is the claimant eligible to receive unemployment insurance benefits for a second benefit year?

FINDINGS OF FACT:

After a separation from employment on or about November 9, 2013, the claimant established a claim for unemployment insurance benefits for a claim year beginning November 11, 2012, expiring November 10, 2013. After the expiration of that 2012 claim year, she sought to establish a subsequent claim year effective November 10, 2013. Between November 11, 2012 and November 10, 2013, the claimant did not earn wages in excess of \$250.00.

REASONING AND CONCLUSIONS OF LAW:

If an individual has drawn benefits in any benefit year, the individual must, during or subsequent to that year, work in and be paid wages totaling at least \$250.00 as a condition to receive benefits in the next benefit year. Iowa Code § 96.4-4.

The evidence shows that the claimant has not earned or been paid at least \$250.00 in covered wages since establishing her prior benefit year effective November 10, 2013. The claimant is not eligible for benefits in a subsequent benefit year until that occurs.

DECISION:

The representative's November 20, 2013 decision (reference 01) is affirmed. The claimant is not entitled to receive unemployment insurance benefits during the claim year beginning November 10, 2013.

Lynette A. F. Donner
Administrative Law Judge

Decision Dated and Mailed

ld/pjs