

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

KATHERINE E ROSS
Claimant

APPEAL NO. 11A-UI-11505-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 07/18/10
Claimant: Appellant (1)**

871 IAC 24.2(1) – Backdating Claims

STATEMENT OF THE CASE:

Katherine E. Ross filed a timely appeal from an unemployment insurance decision dated July 19, 2011, reference 04, that denied her request to backdate her additional claim prior to July 3, 2011. Due notice was issued for a telephone hearing to be held September 28, 2011. Ms. Ross did not provide a telephone number at which she could be contacted. The administrative law judge considers the statement in the claimant's appeal letter in reaching this decision.

ISSUE:

Has the claimant shown sufficient reason to allow backdating her claim?

FINDINGS OF FACT:

Katherine E. Ross relocated from Iowa City to Davenport, Iowa, on May 28, 2011, to begin a new job. The new job did not begin immediately because of a required background check. The claimant did not file an additional claim for benefits until the week of July 3, 2011.

REASONING AND CONCLUSIONS OF LAW:

The question is whether the claimant has established sufficient grounds for backdating her claim. She has not.

The evidence indicates that the claimant was occupied in moving to a new location and waiting for her new job to begin. There is no indication that she was seeking other employment or was available for work for other employers during this time. The administrative law judge cannot conclude from this evidence that the claimant would have met the eligibility requirements to receive benefits in any event. Her request for backdating is denied.

DECISION:

The unemployment insurance decision dated July 19, 2011, reference 04, is affirmed. The claimant's request to backdate her claim is denied.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

kjw/kjw