IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS

LONNIE L FAHLENKAMP
Claimant

APPEAL NO. 09A-UI-01118-NT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**"SALEM MANAGEMENT INC
"AVENTURE STAFFING & PROF SVCS**
Employer

OC: 11/02/08   R: 01
Claimant: Respondent (4)

Section 96.5-3-a – Work Refusal
871 IAC 24.28(6) – Previous Adjudicated Issues

STATEMENT OF THE CASE:

The employer filed an appeal from a decision of a representative dated January 15, 2009, reference 03, which held the claimant eligible for unemployment insurance benefits finding that he did not accept an offer of work on November 4, 2008 with good cause. After due notice, a telephone conference hearing was scheduled for and held on February 18, 2009. The claimant participated. The employer participated by Robert Hardy, Human Resource Assistant.

ISSUE:

The issue in this matter is whether the decision herein is moot because it was previously adjudicated with the correct employer, Adventure Staffing & Professional Services, #09A-UI-01117-NT.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: This matter was previously adjudicated by a department representative on January 15, 2009, reference 03. See appeal number 09A-UI-01117-NT.

REASONING AND CONCLUSIONS OF LAW:

Based upon the evidence in the record, the administrative law judge concludes this matter was previously adjudicated on January 15, 2009, reference 02, appeal number 09A-UI-01117-NT. As this matter has previously been adjudicated with the correct employer, the fact-finder's decision is held to be moot. The claimant is not subject to benefit disqualification on this fact-finder's decision nor is the employer subject to charging on this fact-finder's decision.

DECISION:

The representative's decision dated January 15, 2009, reference 03, is determined to be moot as the same issue has previously been adjudicated in appeal number 09A-UI-01117-NT.

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Terence P. Nice
Administrative Law Judge

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Decision Dated and Mailed

pjs/pjs