

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

JASON M SCHWAGER
Claimant

APPEAL 17A-UCFE-00008-CL-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

DEPT OF ARMY
Employer

OC: 01/08/17
Claimant: Appellant (2)

Iowa Code § 96.5(7) – Receipt of Vacation Pay/PTO

STATEMENT OF THE CASE:

The claimant filed an appeal from the January 25, 2017, (reference 02) unemployment insurance decision that deducted vacation pay from his unemployment insurance benefits for the week ending January 13, 2017. After due notice was issued, a hearing was scheduled to be held on February 23, 2017. Because the issue appealed was resolved administratively prior to the hearing in the appellant's favor (see the reference 04 representative's decision), no testimony was necessary and no hearing was held.

ISSUE:

The issue is whether the representative's decision should be affirmed.

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The decision appealed has been amended in favor of the appellant by the reference 04 representative's decision.

REASONING AND CONCLUSIONS OF LAW:

Inasmuch as the agency reversed the prior disqualification prior to the hearing, there is no issue for the administrative law judge to adjudicate.

DECISION:

The January 25, 2017, (reference 02) unemployment insurance decision is reversed. Benefits are allowed.

Christine A. Louis
Administrative Law Judge
Unemployment Insurance Appeals Bureau
1000 East Grand Avenue
Des Moines, Iowa 50319-0209
Fax (515)478-3528

Decision Dated and Mailed

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