

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

LENA L HOANG
Claimant

APPEAL NO: 10A-UI-00890-S2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 11/15/09
Claimant: Appellant (2)**

Section 96.4-7 – Reemployment Services

STATEMENT OF THE CASE:

Lena Hoang (claimant) appealed a representative's January 13, 2010 decision (reference 02) that concluded she 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 February 11, 2010. The claimant participated personally.

ISSUE:

The issue is whether the claimant failed to report as directed to reemployment services.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The claimant filed a claim for unemployment insurance benefits with an effective date of November 15, 2009. The claimant received notice that she was to participate in reemployment services. The claimant talked to a worker. The worker told the claimant to provide a copy of her class schedule. The claimant provided a copy of the schedule to Iowa Workforce Development on or about January 4, 2010.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow the administrative law judge concludes the claimant did not report as directed until January 4, 2010.

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 has now participated in reemployment services. She is not eligible to receive unemployment insurance benefits from December 20, 2009, through January 3, 2010. The claimant is eligible to receive unemployment insurance benefits as of January 4, 2010, because she participated in reemployment services on January 4, 2010.

DECISION:

The representative's January 13, 2010 decision (reference 02) is reversed. The claimant is eligible to receive unemployment insurance benefits as of January 4, 2010, because she participated in reemployment services on January 4, 2010.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/pjs