

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JOSE A CORONADO
Claimant

APPEAL NO: 14A-UI-03639-MT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 03/02/14
Claimant: Appellant (2)

Iowa Admin. Code r. 871-24.2(1)e – Failure to Report

STATEMENT OF THE CASE:

The claimant filed a timely appeal from a decision dated April 4, 2014, reference 02, that denied benefits effective March 2, 2014, for failure to report for reemployment services. After due notice was issued, a hearing was held by telephone conference call before an Administrative Law Judge on April 28, 2014. Claimant responded to the hearing notice and did not participate as the appeal letter had sufficient evidence to decide the legal issues. Exhibit A was admitted into evidence.

ISSUE:

The issue is whether claimant failed to report as directed.

FINDINGS OF FACT:

Having heard the testimony and having examined the evidence in the record, the administrative law judge finds: Claimant was scheduled to report on March 16, 2014 by a telephone call. Claimant called workforce to ask why he did not get a call. Claimant was informed to wait for a call that they were behind. Claimant waited all night for a call but none came from workforce development.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant has established a good cause reason for having failed to report. Claimant was in fact waiting for the call and available to take a call. Benefits allowed effective March 16, 2014 because claimant did not miss a call from workforce development.

871 IAC 24.2(1)e provides:

- e. In order to maintain continuing eligibility for benefits during any continuous period of unemployment, an individual shall report as directed to do so by an authorized representative of the department. If the individual has moved to another locality, the

individual may register and report in person at a workforce development center at the time previously specified for the reporting.

The method of reporting and the payment of benefits, provided the individual is otherwise eligible, shall be on a biweekly basis by mail if the claimant files a Form 60-0151.

The method of reporting shall be weekly if a voice response continued claim is filed, unless otherwise directed by an authorized representative of the department. An individual who files a voice response continued claim will have the benefit payment automatically deposited weekly in the individual's financial institution's account or be paid by the mailing of a warrant on a biweekly basis.

In order for an individual to receive payment by direct deposit, the individual must provide the department with the appropriate bank routing code number and a checking or savings account number.

The department retains the ultimate authority to choose the method of reporting and payment.

DECISION:

The decision of the representative dated April 4, 2014, reference 02, is reversed. Benefits shall be allowed effective March 16, 2014.

Marlon Mormann
Administrative Law Judge

Decision Dated and Mailed

mdm/pjs