

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

WILLIAM D FRICKE
Claimant

TPI IOWA LLC
Employer

APPEAL 16A-UI-13068-JCT
ADMINISTRATIVE LAW JUDGE
DECISION

OC: 11/13/16
Claimant: Appellant (1)

Iowa Code § 96.5(2)a – Discharge for Misconduct

STATEMENT OF THE CASE:

Employer, Hunter International LLC., submitted documentation to the agency in response to the initial decision dated November 29, 2016 (reference 03) that concluded the claimant had requalified after separation from his employment. A hearing was then scheduled between the claimant and employer, TPI Iowa LLC, based on separation after the claimant was denied benefits. Neither TPI Iowa LLC., nor the claimant appealed the December 1, 2016 (reference 01) decision related to separation between the parties. Because the appeal was set up in error, 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: Hunter International LLC., attempted to appeal November 29, 2016 (reference 03) decision but it is favorable to both parties.

The hearing was then scheduled between the claimant and employer, TPI Iowa LLC., based on separation. Neither TPI Iowa LLC., nor the claimant appealed the December 1, 2016 (reference 01) decision which denied benefits to the claimant. The representative's decision has become final and remains in full force and effect. The appeal was set up in error.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the representative's decision should be affirmed.

Since the appeal was set up in error and neither party appealed the December 1, 2016 (reference 01) decision, the decision should be affirmed.

DECISION:

The December 1, 2016, (reference 01) unemployment insurance decision is affirmed. Benefits are withheld until such time as he has worked in and been paid wages for insured work equal to ten times his weekly benefit amount, provided he is otherwise eligible.

Jennifer L. Beckman
Administrative Law Judge

Decision Dated and Mailed

jlb/rvs