

**BEFORE THE  
EMPLOYMENT APPEAL BOARD  
Lucas State Office Building, 4<sup>TH</sup> Floor  
Des Moines, Iowa 50319  
eab.iowa.gov**

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**CORY ZORN**

Claimant

and

**IWD INVESTIGATIONS & RECOVERY**

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**HEARING NUMBER: 22B-UI-24625**

**EMPLOYMENT APPEAL BOARD  
DECISION**

**NOTICE**

**THIS DECISION BECOMES FINAL** unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT** IS FILED WITHIN **30 days** of the date of the Board's decision.

A **REHEARING REQUEST** shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

**SECTION:** 96.3-7, 96.16-4

**DECISION**

The Claimant appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. With the following modification, the administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED** with the following **MODIFICATION**:

The Board agrees the Claimant **owes an overpayment of \$2787**

**FOR 19 WEEKS BETWEEN 09/22/19 AND 02/15/20** in

regular state benefits. However, the Board finds on this record that no

*knowing* underreporting of wages appears. The Board thus **removes the**

**15% penalty** and deletes all references to the 15% penalty, as we find the Claimant did not commit fraud.

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James M. Strohman

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Ashley R. Koopmans

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Myron R. Linn

RRA/fnv