

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

**HANNAH N NOEL**  
Claimant

**APPEAL 21A-UI-16940-LJ-T**  
**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 06/06/21**  
**Claimant: Appellant (6)**

Iowa Code § 96.4(3) – Available for work  
Iowa Code § 96.4(7) – Reemployment services  
Iowa Admin. Code r. 871-24.6 – Profiling for reemployment services  
Iowa Admin. Code r. 871-24.2(1)e – Procedures for workers desiring to file a claim for benefits  
Iowa Admin. Code r. 871-24.23 (11) – Failure to Report  
Iowa Code Ch. 17A – Iowa Administrative Procedure Act  
Iowa Code Ch. 96 – Iowa Employment Security Act  
Iowa Admin. Code r. 871-26.8(1) – Appeal Dismissal  
Iowa Admin. Code r. 871-24.19(3) – Subsequent Agency Action

**STATEMENT OF THE CASE:**

The claimant/appellant, Hannah N. Noel, filed an appeal from an unemployment insurance decision dated July 29, 2021 (reference 03), finding claimant was ineligible to receive benefits effective July 25, 2021, because claimant failed to report as directed for a reemployment and eligibility assessment on July 27, 2021.

Prior to the hearing date, Iowa Workforce Development issued a favorable decision to the claimant, dated September 16, 2021 (reference 04) finding that claimant was eligible for unemployment insurance benefits effective July 25, 2021, because claimant had participated in the reemployment and eligibility assessment. This decision made the issue on appeal moot. Therefore, no testimony or additional evidence was necessary and no hearing was needed.

**ISSUE:**

Should the appeal be dismissed as moot?

**FINDINGS OF FACT:**

These findings of fact are based on the pertinent agency documents relating to this claimant and his appeal. An unemployment insurance decision dated July 29, 2021 (reference 03) determined that the claimant was not eligible for unemployment insurance benefits effective July 25, 2021, because claimant failed to report for a reemployment and eligibility assessment scheduled for July 27, 2021. The claimant appealed this decision. Before a hearing was held, Iowa Workforce Development issued a favorable decision to the claimant, dated September 16, 2021 (reference 04) stating that claimant is eligible for unemployment insurance benefits

effective July 25, 2021, as long as claimant meets all the other eligibility requirements. This subsequent agency decision resolved the only issue on appeal in the claimant's favor, making the appeal moot.

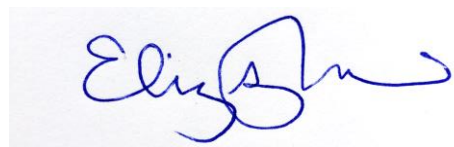
**REASONING AND CONCLUSIONS OF LAW:**

Generally, courts and administrative tribunals do not decide issues when the underlying controversy is moot. *Rhiner v. State*, 703 N.W.2d 174, 176 (Iowa 2005). "A case is moot if it no longer presents a justiciable controversy because the issues involved are academic or nonexistent." *Iowa Bankers Ass'n v. Iowa Credit Union Dep't*, 335 N.W.2d 439, 442 (Iowa 1983).

The only issue on this appeal is now moot, due to subsequent agency action in favor of the appellant. The appeal of the original representative's decision dated July 29, 2021 (reference 01) is dismissed as moot.

**DECISION:**

The appeal of the unemployment insurance decision dated July 29, 2021 (reference 03), is dismissed as moot.



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Elizabeth A. Johnson  
Administrative Law Judge  
Unemployment Insurance Appeals Bureau

September 22, 2021  
Decision Dated and Mailed

lj/mn