

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**JARED SHILLING**

Claimant

**APPEAL NO: 10A-UI-10104-BT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 01/04/09**

**Claimant: Appellant (1)**

Public Law 110-252, Title IV - Eligibility for Emergency Unemployment Compensation

**STATEMENT OF THE CASE:**

Jared Shilling (claimant) appealed an unemployment insurance decision dated July 9, 2010, reference 01, which held that he was not qualified for emergency unemployment compensation (EUC) because he is monetarily eligible for regular unemployment insurance benefits. After a hearing notice was mailed to the party's last-known address of record, a telephone hearing was held on August 28, 2010. The claimant participated in the hearing. Based on the evidence, the arguments of the party, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

**ISSUE:**

The issue is whether the claimant is eligible for emergency unemployment compensation benefits on his Iowa claim.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The claimant was denied emergency unemployment compensation benefits on his Iowa claim dated January 4, 2009 because he is monetarily eligible for regular unemployment benefits on his claim year beginning January 3, 2010.

**REASONING AND CONCLUSIONS OF LAW:**

The Emergency Unemployment Compensation (EUC) program was created by Public Law 110-252, Title VI. This new temporary unemployment insurance program provides up to 13 additional weeks of unemployment benefits to certain workers who have exhausted their rights to regular unemployment compensation benefits. Pursuant to Iowa Code § 96.19(20), a person is not an "exhaustee" if he or she is monetarily eligible for regular unemployment insurance benefits in Iowa or another state.

Under the law, claimants are deemed to have exhausted their rights to regular compensation under a State law when - (1) no payments of regular compensation can be made because they

have received all regular compensation available on their claims; or (2) their rights to such compensation have been terminated because their benefit year has expired.

In this case, the claimant was determined to have sufficient wages to qualify for regular unemployment insurance benefits effective January 3, 2010. He has not exhausted the benefits available on the claim and emergency unemployment compensation benefits are denied.

**DECISION:**

The unemployment insurance decision dated July 9, 2010, reference 01, is affirmed. The claimant is not eligible to receive extended benefits (EUC), because he is eligible for regular unemployment benefits beginning January 3, 2010.

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Susan D. Ackerman  
Administrative Law Judge

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Decision Dated and Mailed

sda/pjs