

IOWA DEPARTMENT OF INSPECTIONS & APPEALS  
Division of Administrative Hearings  
Wallace State Office Building  
Des Moines, Iowa 50319

**Appeal Numbers: 13IWDUI443-444**  
**OC: 05/05/13**  
**Claimant: Appellant (6)**

**DECISION OF THE ADMINISTRATIVE LAW JUDGE**

**HEIDI E CARLE**  
**905 WASHINGTON ST**  
**KEITHSBURG IL 61442-9696**

**IOWA WORKFORCE DEVELOPMENT**  
**INVESTIGATIONS & RECOVERY**  
**JONATHAN LINNENBRINK**

JONI BENSON, IWD

**This Decision Shall Become Final**, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the ***Employment Appeal Board, 4th Floor Lucas Building, Des Moines, Iowa 50319.***

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to the Department. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

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(Administrative Law Judge)

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October 18, 2013  
(Dated and Mailed)

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Dismissal of Appeals – 481 Iowa Administrative Code 10.24

### **STATEMENT OF THE CASE**

Claimant/Appellant Heidi Carle appealed two decisions issued by Respondent Iowa Workforce Development (“IWD”) dated September 9, 2013, reference 02, and September 10, 2013, reference 03. In reference 02, IWD found Carle was unable to perform work due to an injury, and she was denied benefits as of July 21, 2013. In reference 03, IWD found Carle received an overpayment of \$779.86 for the four weeks ending on August 17, 2013 because she was disqualified for not being able and available for work.

IWD transmitted the administrative files to the Department of Inspections and Appeals (DIA) on September 23, 2013 to schedule a contested case hearing.

On October 18, 2013, DIA received two decisions from IWD, references 04 and 05, both dated October 18, 2013. In reference 04, IWD found Carle was eligible to receive unemployment insurance benefits effective July 21, 2013 because she was available and medically able to work. In reference 05, IWD found that Carle’s overpayment had been reviewed and reduced to \$0.00. Because Carle was eligible for benefits effective July 21, 2013, no overpayment occurred. IWD requests the appeals be dismissed. Because no issues remain for resolution in these administrative appeals, the appeals are dismissed in favor of Carle.<sup>1</sup>

### **DECISION**

These appeals are dismissed because no issues remain to be resolved.

mlm

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<sup>1</sup> 481 IAC 10.24(1).