

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**JEROME W RASMUSSEN**  
Claimant

**CASEY'S MARKETING COMPANY**  
Employer

**APPEAL 16A-UI-07307-CL-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 05/29/16  
Claimant: Respondent (2)**

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Iowa Code Chapter 95 – Requalification  
Iowa Code § 96.5(2)a – Discharge for Misconduct

**STATEMENT OF THE CASE:**

Employer filed a timely appeal from the June 21, 2016, (reference 02) unemployment insurance decision that allowed benefits. After due notice was issued, a hearing was scheduled to be held on July 21, 2016. Because the issue appealed was resolved administratively prior to the hearing in the favor of both parties (see the reference 03 representative's decision), 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: The decision appealed has been modified in favor of both parties by the reference 03 representative's decision.

**REASONING AND CONCLUSIONS OF LAW:**

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

Since the decision appealed has been modified in favor of both parties, the original representative's decision bearing reference 02 is reversed.

**DECISION:**

The June 21, 2016, (reference 02) unemployment insurance decision is reversed. Benefits are allowed, provided claimant is otherwise qualified and the employer's account (262054) shall not be charged for wage credits earned during the period from January 1, 2015 until December 6, 2015.

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Christine A. Louis  
Administrative Law Judge  
Unemployment Insurance Appeals Bureau  
1000 East Grand Avenue  
Des Moines, Iowa 50319-0209  
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Decision Dated and Mailed

cal/pjs