

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

DENNIS J RYAN
Claimant

APPEAL NO. 11A-UI-09595-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

STREAM INTERNATIONAL INC
Employer

OC: 05/15/11
Claimant: Appellant (2)

Section 96.4-3 - Able to and Available for Work

STATEMENT OF THE CASE:

The claimant appealed an unemployment insurance decision dated June 22, 2011, reference 01, that concluded he was not able to and available for work. A telephone hearing was held on August 12, 2011. The parties were properly notified about the hearing. The claimant participated in the hearing. No one participated in the hearing on behalf of the employer.

ISSUE:

Was the claimant able to and available for work?

FINDINGS OF FACT:

The claimant worked full time for the employer as customer support professional from December 15, 2009, to May 13, 2011. The claimant was notified that the contract he had been working on had been lost and employees were going to be laid off on May 13, 2011. Although the claimant was interviewed about other potential positions, he was never actually offered another job before the date of the layoff.

Since becoming unemployed, the claimant has been able to and available for full-time suitable work. He does some work for a nonprofit organization but that would not prevent him from accepting suitable work.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether the claimant is able to work, available for work, and earnestly and actively seeking work as required by the unemployment insurance law in Iowa Code § 96.4-3. The evidence establishes the claimant is able to and available for work.

DECISION:

The unemployment insurance decision dated June 22, 2011, reference 01, is reversed. The claimant is qualified to receive unemployment insurance benefits, if he is otherwise eligible.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

saw/css