

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RODNEY BIGGERSTAFF
Claimant

APPEAL NO. 20A-UI-02761-JE-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 03/08/20
Claimant: Appellant (1)

Iowa Code § 93.5-4 – Determination of Benefits
Iowa Code § 96.4(4) – Monetary Eligibility and Subsequent Benefit Year

STATEMENT OF THE CASE:

The claimant appealed a representative's March 18, 2020, decision (reference 02) that denied benefits because of not having sufficient wages in the base period to be eligible to draw benefits. After a hearing notice was mailed to the claimant's last-known address of record, a telephone hearing was held on May 1, 2020. The claimant participated in the hearing.

ISSUE:

The issue is whether the claimant is eligible to receive benefits during the current benefit year.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The claimant filed for unemployment insurance benefits with an effective date of March 8, 2020. The claimant's base period of employment includes the fourth quarter of 2018 through the third quarter of 2019. The claimant earned \$11,894.00 in the fourth quarter of 2018; \$11,576.00 in the first quarter of 2019; \$0.00 in the second quarter of 2019; and \$0.00 in the third quarter of 2019. The claimant worked and was paid wages in the fourth quarter of 2019, which is considered a lag quarter and not in his current base period.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant is not eligible to receive benefits during the current benefit year from other employers.

Iowa Code section 96.4(4)a-c provides:

An unemployed individual shall be eligible to receive benefits with respect to any week only if the department finds that:

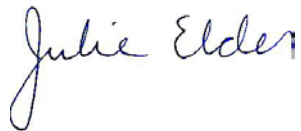
4. a. The individual has been paid wages for insured work during the individual's base period in an amount at least one and one-quarter times the wages paid to the individual during that quarter of the individual's base period in which the individual's wages were highest; provided that the individual has been paid wages for insured work totaling at least three and five-tenths percent of the statewide average annual wage for insured work, computed for the preceding calendar year if the individual's benefit year begins on or after the first full week in July and computed for the second preceding calendar year if the individual's benefit year begins before the first full week in July, in that calendar quarter in the individual's base period in which the individual's wages were highest, and the individual has been paid wages for insured work totaling at least one-half of the amount of wages required under this paragraph in the calendar quarter of the base period in which the individual's wages were highest, in a calendar quarter in the individual's base period other than the calendar quarter in which the individual's wages were highest. The calendar quarter wage requirements shall be rounded to the nearest multiple of ten dollars.

c. If the individual has drawn benefits in any benefit year, the individual must during or subsequent to that year, work in and be paid wages for insured work totaling at least eight times the individual's weekly benefit amount, as a condition to receive benefits in the next benefit year.

The claimant is not monetarily eligible to receive regular unemployment insurance benefits due to a lack of qualified earnings in his current base period. He did not have sufficient wages in the base period from (other) employers to be eligible to draw benefits. The claimant is not eligible to receive benefits during the current claim year beginning March 8, 2020.

DECISION:

The March 18, 2020, reference 02, decision is affirmed. The claimant is not eligible to receive benefits during the current claim year beginning March 8, 2020.



Administrative Law Judge

May 22, 2020
Decision Dated and Mailed

je/scn