

**IOWA WORKFORCE DEVELOPMENT
Unemployment Insurance Appeals Section
1000 East Grand—Des Moines, Iowa 50319
DECISION OF THE ADMINISTRATIVE LAW JUDGE
68-0157 (7-97) – 3091078 - EI**

**KAREN A GAMBLE
2030 – 26TH ST
MARION IA 52302**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**Appeal Number: 04A-UI-10433-CT
OC: 09/05/04 R: 03
Claimant: Appellant (2)**

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 Workforce Development. 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.

(Administrative Law Judge)

(Decision Dated & Mailed)

Section 96.4(3) – Work Search Requirements

STATEMENT OF THE CASE:

Karen Gamble filed an appeal from a representative's decision dated September 21, 2004, reference 01, which warned that she had to make at least two in-person job contacts each week. Due notice was issued scheduling the matter for a telephone hearing to be held on October 18, 2004. Based on evidence submitted prior to the hearing, a hearing was deemed unnecessary.

FINDINGS OF FACT:

Having reviewed all the evidence in the record, the administrative law judge finds: During the week ending September 18, 2004, Ms. Gamble made two job contacts. One contact was in

person with the YMCA. The other job contact was on line with Rockwell Collins. When she called in her claim for the week, Ms. Gamble was not aware that on-line contacts were considered in-person contacts. Therefore, she indicated that she had only one in-person contact for the week.

REASONING AND CONCLUSIONS OF LAW:

At issue in this matter is whether the work search warning issued to Ms. Gamble should be rescinded. A warning is only appropriate where the individual has failed to make the work search required by Iowa Code section 96.4(3). Inasmuch as Ms. Gamble did, in fact, make at least two in-person contacts for the week ending September 18, 2004, the warning shall be removed.

DECISION:

The representative's decision dated September 21, 2004, reference 01, is hereby reversed. The warning issued to Ms. Gamble shall be removed as she did make the required work search for the week at issue.

cfc/pjs