

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**DONNA J OLIVER**  
Claimant

**APPEAL 19A-UI-05480-LJ-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE DEVELOPMENT  
DEPARTMENT**

**OC: 06/02/19  
Claimant: Appellant (6)**

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Iowa Code Ch. 17A – Iowa Administrative Procedure Act  
Iowa Admin. Code r. 871-24.19(3) – Claims Bureau Subsequent Action  
Iowa Admin. Code r. 871-26.11 - Motions

**STATEMENT OF THE CASE:**

The claimant filed an appeal from the unemployment insurance decision dated July 5, 2019 (reference 01), that she was not eligible for unemployment insurance benefits as of June 23, 2019, because she failed to report as directed. Before a hearing was scheduled, Iowa Workforce Development issued a favorable decision to the claimant, dated July 11, 2019 (reference 02), stating that she is eligible for unemployment insurance benefits because she provided an acceptable reason for not reporting. This decision made the issue on appeal moot. Therefore, no testimony or additional evidence was necessary. No hearing was scheduled or held.

**ISSUES:**

Should the most recent unemployment insurance decision be affirmed?

Should the appeal be dismissed as moot?

**FINDINGS OF FACT:**

These findings of fact are based on the pertinent agency documents relating to this claimant and her appeal. An unemployment insurance decision dated July 5, 2019 (reference 01), determined that the claimant was not eligible for unemployment insurance benefits as of June 23, 2019, because she failed to report to Iowa Workforce Development as required. The claimant appealed this decision. Before a hearing was scheduled, Iowa Workforce Development issued a favorable decision to the claimant, dated July 11, 2019 (reference 02), stating that she is eligible for unemployment insurance benefits as long as she meets all the other eligibility requirements. The decision dated July 11, 2019 (reference 02), stated claimant provided an acceptable reason for not reporting as directed. This decision resolved the only issue on appeal in the claimant's favor, making the appeal moot.

**REASONING AND CONCLUSIONS OF LAW:**

Generally, courts and administrative tribunals do not decide issues when the underlying controversy is moot. *Rhiner v. State*, 703 N.W.2d 174, 176 (Iowa 2005). “A case is moot if it no longer presents a justiciable controversy because the issues involved are academic or nonexistent.” *Iowa Bankers Ass’n v. Iowa Credit Union Dep’t*, 335 N.W.2d 439, 442 (Iowa 1983)

The decision appealed was amended in favor of the appellant, making this appeal moot. The appeal of the original representative’s decision dated July 5, 2019 (reference 01) is dismissed. The most recent decision, dated July 11, 2019 (reference 02), is affirmed.

**DECISION:**

The request to dismiss the appeal of the unemployment insurance decision dated July 5, 2019 (reference 01) is approved. The decision issued on July 11, 2019 (reference 02), is affirmed. The appeal is dismissed as moot.

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Elizabeth A. Johnson  
Administrative Law Judge

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Decision Dated and Mailed

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