

**BEFORE THE
EMPLOYMENT APPEAL BOARD
Lucas State Office Building
Fourth floor
Des Moines, Iowa 50319**

SIMON S ATARY

Claimant,

and

SWIFT PORK COMPANY

Employer.

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HEARING NUMBER: 11B-UI-03913

**EMPLOYMENT APPEAL BOARD
DECISION**

SECTION: 96.5-1

D E C I S I O N

FINDINGS OF FACT:

The administrative law judge issued a decision in this matter May 12, 2011. The decision was favorable to the claimant. On July 21, 2011, the claimant appealed the decision of the administrative law judge to the Employment Appeal Board.

REASONING AND CONCLUSIONS OF LAW:

Pursuant to 486 IAC 3.1(2), "[a]ny person aggrieved by a job service decision of an administrative law judge may appeal to the employment appeal board" The Employment Appeal Board interprets an aggrieved person to be one who receives an unfavorable decision from the administrative law judge. Here the decision of the administrative law judge is favorable to the claimant. For this reason the claimant's appeal must be and is dismissed.

DECISION:

The appeal of the claimant is **DISMISSED**. The decision of the administrative law judge remains in full force and effect.

John A. Peno

Monique F. Kuester

AMG/lms