

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JOSEPH G GRAY
Claimant

APPEAL NO. 14A-UI-03556-H2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 01/26/14
Claimant: Appellant (2)

Iowa Code § 96.4(3) – Able and Available

STATEMENT OF THE CASE:

The claimant filed an appeal from the March 26, 2014, (reference 03) unemployment insurance decision that denied benefits. After due notice was issued but before a hearing could be held, the agency issued a decision awarding benefits. No hearing was held.

ISSUE:

Was the claimant able to and available for work?

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The representative's decision the claimant appealed from dated March 26, 2014 reference 03 denied benefits effective March 23, 2014. In a representative's decision dated April 11, 2014, reference 04 amending reference 03, the agency reversed that denial and allowed benefits effective March 23, 2014.

REASONING AND CONCLUSIONS OF LAW:

Inasmuch as the agency reversed the prior disqualification prior to the hearing, there is no issue for the administrative law judge to adjudicate.

DECISION:

The representative's decision dated March 26, 2014, reference 03, is reversed so as to be consistent with the subsequent agency action. Benefits are allowed, provided the claimant is otherwise eligible.

Teresa K. Hillary
Administrative Law Judge

Decision Dated and Mailed

tkh/pjs