

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**NINA L FINCH**  
Claimant

**APPEAL NO. 12A-UI-05506-AT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**H & R BLOCK**  
Employer

**OC: 11/06/11**  
**Claimant: Respondent (3)**

Section 96.4-3 – Active Work Search

**STATEMENT OF THE CASE:**

H & R Block filed a timely appeal from an unemployment insurance decision dated May 4, 2012, reference 01, that allowed unemployment insurance benefits to Nina L. Finch but required that Ms. Finch commence an active work search. The purpose of the appeal was to request that her work search be waived. After reviewing all matters of record, the administrative law judge concludes that a formal hearing is not required.

**ISSUE:**

Must the claimant conduct an active work search?

**FINDINGS OF FACT:**

Nina L. Finch remains attached to her former employer, H & R Block. The employer requests that Ms. Finch not be required to conduct an active work search.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Code section 96.4-3 ordinarily requires that claimants conduct an active work search each week that they request unemployment insurance benefits. A work search may be waived, however, if the individual remains attached to the former employer. The employer in this case has established that Ms. Finch remains attached to it and requests that she not be required to conduct an active work search.

**DECISION:**

The unemployment insurance decision dated May 4, 2012, reference 01, is modified. The claimant remains entitled to receive unemployment insurance benefits, provided she is otherwise eligible. The work search requirement is waived.

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Dan Anderson  
Administrative Law Judge

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Decision Dated and Mailed

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