

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**MICHAEL K CARLSON**  
Claimant

**APPEAL NO. 09A-UI-11454-S2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 01/04/09**  
**Claimant: Appellant (2)**

EUC Act of 2008

**STATEMENT OF THE CASE:**

Michael Carlson (claimant) appealed a representative's August 5, 2009 decision (reference 01) that concluded he had insufficient wages to qualify for emergency unemployment compensation benefits. A hearing was not deemed necessary to be held in order to make a decision for reasons which will appear in the Findings of Fact.

**ISSUE:**

The issue is whether the claimant received wages in his base period of at least 150 percent the wages in his highest quarter.

**FINDINGS OF FACT:**

The administrative law judge, having heard considered all of the evidence in the record, finds that: The claimant filed a claim for unemployment insurance benefits effective January 4, 2009. The claimant's base period of employment included the fourth quarter of 2007 in which he earned \$22,000.00, the first and second quarters of 2008 in which he had no earnings, and the third quarter of 2008 in which he earned \$11,082.00. His total earnings were \$33,082.00. \$22,000.00 multiplied by 1.5 is \$33,000.00. The claimant earned more than 150 percent of his highest quarter wages during his base period.

**REASONING AND CONCLUSIONS OF LAW:**

In order for a claimant to be eligible for extended benefits, the EUC Act of 2008 requires an individual to have earned more than 150 percent of his highest quarter wages during his base period. In the present case the claimant did earn the required amount.

**DECISION:**

The representative's August 5, 2009 decision (reference 01) is reversed. The claimant has earned sufficient wages to qualify for benefits under the emergency unemployment compensation program.

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Beth A. Scheetz  
Administrative Law Judge

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Decision Dated and Mailed

bas/pjs