BEFORE THE EMPLOYMENT APPEAL BOARD

Lucas State Office Building, 4TH Floor Des Moines, Iowa 50319 eab.iowa.gov

CRUZ MATA :

: **HEARING NUMBER:** 22B-UI-00996

Claimant

EMPLOYMENT APPEAL BOARD DECISION

:

NOTICE

THIS DECISION BECOMES FINAL unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT** IS FILED WITHIN **30 days** of the date of the Board's decision.

A REHEARING REQUEST shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

SECTION: 96.6-2, 116-136

DECISION

The Claimant appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. The administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED**.

The Board cannot waive the PEUC overpayment in the case based on the Claimant's untimely appeal. "[W]aiver determinations must be made on the facts and circumstance of each individual claim, blanket waivers are not permissible." UIPL 15-20, Change 1, Attachment I, p. I-3 (DOL ETA May 9, 2020). However, the Claimant may still request a waiver of his PEUC overpayment from Iowa Workforce Development. Instructions for requesting a waiver of this overpayment can be found at https://www.iowaworkforcedevelopment.gov/unemployment-insurance-overpayment-and-recovery. The

Claimant should then carefully read and followaiver of PEUC, what information to supply,	ow all instructions from Iowa Workforce on how to apply for , and how to appeal if necessary.
	James M. Strohman
	Ashley R. Koopmans
	Myron R. Linn
A NAC /Farr	

AMG/fnv