

IOWA DEPARTMENT OF INSPECTIONS AND
APPEALS
Division of Administrative Hearings
Lucas State Office Building
Des Moines, Iowa 50319

DECISION OF THE ADMINISTRATIVE LAW JUDGE

JANICE L. ROSMAN
924 OAK RD.
PO BOX 549
HARLAN, IA 51537-0549

IOWA WORKFORCE DEVELOPMENT
INVESTIGATION AND RECOVERY
1000 EAST GRAND AVENUE
DES MOINES IA 50319-0209

DAN ANDERSON, IWD

Appeal Number: 09-IWDUI-140
OC: 06/15/08
Claimant: Appellant (6)

This Decision Shall Become Final, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed Notice of Appeal, directly to the **Employment Appeal Board, 4TH Floor Lucas Building, Des Moines, Iowa 50319.**

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to the department. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

(Administrative Law Judge)

October 8, 2009

(Decision Dated & Mailed)

871IAC26.11 – Motion to Dismiss Appeal

STATEMENT OF THE CASE:

Janice Rosman appealed a representative's decision dated June 22, 2009, reference 03, holding she had been overpaid unemployment insurance benefits in the amount of \$8,668 for the weeks between June 29, 2008 and December 13, 2008 based on a failure to report wages earned with the Profit Recovery Group.

Rosman's appeal was consolidated for the purpose of hearing with appeals filed by other former employees of the Profit Recovery Group who had received similar decisions based on similar facts. A telephone hearing was scheduled for October 16, 2009. Prior to the hearing, Iowa Workforce Development provided me with a representative's decision dated October 1, 2009,

reference 04, stating that the original overpayment decision had been reviewed and, as a result, the amount of Rosman's overpayment has been reduced to \$0. There is no other issue to be determined in this appeal. This matter should therefore be dismissed.

DECISION:

The department's decision dated October 1, 2009, reference 04 is hereby **AFFIRMED**. Janice Rosman is not subject to recoupment for any overpaid benefits. The appeal filed herein by Rosman is **DISMISSED**.

kka