

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

VALERIE A MARTIN
Claimant

APPEAL 20A-UI-02335-B2-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

IOWAWORKS

OC: 01/12/20
Claimant: Appellant (6)

Iowa Code Ch. 17A – Iowa Administrative Procedure Act
Iowa Admin. Code r. 871-24.19(3) – Claims Bureau Subsequent Action
Iowa Admin. Code r. 871-26.11 - Motions

STATEMENT OF THE CASE:

The claimant filed an appeal from the unemployment insurance decision dated March 12, 2020 (reference 02), that she was not eligible for unemployment insurance benefits as of March 8, 2020, because she did not show for reemployment services. Before a hearing was scheduled, Iowa Workforce Development issued a favorable decision to the claimant, dated March 20, 2020 (reference 03), stating that she is eligible for unemployment insurance benefits because she did subsequently do reassessment. This decision made the issue on appeal moot. Therefore, no testimony or additional evidence was necessary. No hearing was scheduled or held.

ISSUES:

Should the most recent unemployment insurance decision be affirmed?

Should the appeal be dismissed as moot?

FINDINGS OF FACT:

These findings of fact are based on the pertinent agency documents relating to this claimant and her appeal. An unemployment insurance decision dated March 16, 2020 (reference 02), determined that the claimant was not eligible for unemployment insurance benefits as of March 8, 2020, because she failed to report to Iowa Workforce Development as required. The claimant appealed this decision. Before a hearing was scheduled, Iowa Workforce Development issued a favorable decision to the claimant, dated March 20, 2020 (reference 03), stating that she is eligible for unemployment insurance benefits as long as she meets all the other eligibility requirements. The agency representative asked that the appeal be dismissed. This decision resolved the only issue on appeal in the claimant's favor, making the appeal moot.

REASONING AND CONCLUSIONS OF LAW:

Generally, courts and administrative tribunals do not decide issues when the underlying controversy is moot. *Rhiner v. State*, 703 N.W.2d 174, 176 (Iowa 2005). "A case is moot if it no

longer presents a justiciable controversy because the issues involved are academic or nonexistent.” *Iowa Bankers Ass’n v. Iowa Credit Union Dep’t*, 335 N.W.2d 439, 442 (Iowa 1983)

The decision appealed was amended in favor of the appellant, making this appeal moot. The appeal of the original representative’s decision dated March 16, 2020 is dismissed. The most recent decision, Reference 03 is affirmed.

DECISION:

The request to dismiss the appeal of the unemployment insurance decision dated March 12, 2020 is approved. The appeal is dismissed as moot.

Blair A. Bennett
Administrative Law Judge

Decision Dated and Mailed

bab/scn