

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CHAD J MILLER
Claimant

APPEAL NO. 06A-UI-10523-HT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 10/01/06 R: 03
Claimant: Appellant (1)**

Section 96.4(3) – Work Search

STATEMENT OF THE CASE:

The claimant, Chad Miller, filed an appeal from a decision dated October 24, 2006, reference 02. The decision warned him to make two in-person job contacts per week to be eligible for unemployment benefits. After due notice was issued a hearing was held by telephone conference call on November 13, 2006. The claimant participated on his own behalf.

ISSUE:

The issue is whether the claimant made the required work searches.

FINDINGS OF FACT:

Chad Miller filed a claim for unemployment benefits with an effective date of October 1, 2006. For the week ending October 21, 2006, he indicated he had not made at least two employer contacts. He made one contact in person and the other was a phone call to another business to ask if they were hiring.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.4-3 provides:

An unemployed individual shall be eligible to receive benefits with respect to any week only if the department finds that:

3. The individual is able to work, is available for work, and is earnestly and actively seeking work. This subsection is waived if the individual is deemed partially unemployed, while employed at the individual's regular job, as defined in section 96.19, subsection 38, paragraph "b", unnumbered paragraph 1, or temporarily unemployed as defined in section 96.19, subsection 38, paragraph "c". The work search requirements of this subsection and the disqualification requirement for failure to apply for, or to accept suitable work of section 96.5, subsection 3 are waived if the individual is not disqualified for benefits under section 96.5, subsection 1, paragraph "h".

The claimant did not make two in-person contacts with employers for the week ending October 21, 2006.

DECISION:

The representative's decision of October 24, 2006, reference 02, is affirmed. The warning remains in effect, as the claimant did not make two in-person job contacts for the week ending October 21, 2006.

Bonny G. Hendricksmeier
Administrative Law Judge

Decision Dated and Mailed

bgh/kjw