

BEFORE THE
EMPLOYMENT APPEAL BOARD
Lucas State Office Building
Fourth floor
Des Moines, Iowa 50319

GITANA N SIERRA-SNYDER

Claimant,

and

CARDIOVASCULAR MEDICINE PC

Employer.

HEARING NUMBER: 08B-UI-05218

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: 96.4(3)

DECISION

UNEMPLOYMENT BENEFITS ARE DENIED

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 Employment Appeal Board would comment that although the claimant submitted additional evidence from her mental health physician, the information falls short of providing her with the necessary release to establish being able and available to return to the workforce. We would

emphasize that the administrative law judge indicated that "... [the] release, if and when provided, may cover *any applicable range of dates in 2008...*" (Emphasis added.) (Appeal No. 08A-UI-05218-LT, p. 3)

John A. Peno

Elizabeth L. Seiser

Monique F. Kuester

AMG/ss