

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

MICHAEL J BRANIGAN
Claimant

APPEAL NO. 10A-EUCU-00981-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 06/15/08
Claimant: Appellant (1)

Public Law 110-252 – Emergency Unemployment Compensation

STATEMENT OF THE CASE:

Michael J. Branigan filed a timely appeal from an unemployment insurance decision dated October 14, 2010, reference 01, that held he was ineligible for emergency unemployment compensation effective June 13, 2010 because he was monetarily eligible for state unemployment insurance benefits as of that date. After due notice was issued, a telephone hearing was held November 27, 2010 with Mr. Branigan participating. This matter is considered on a consolidated record with 10A-EUCU-00982-AT.

ISSUE:

Is the claimant eligible for emergency unemployment compensation effective June 13, 2010?

FINDINGS OF FACT:

Having heard the testimony of the witness and having examined all of the evidence in the record, the administrative law judge finds: Michael J. Branigan has sufficient wages from Red Oak Greenhouses, Inc. to be monetarily eligible for state unemployment insurance benefits effective June 13, 2010. At least \$250.00 of his wages from that employer were earned and paid after June 14, 2009.

REASONING AND CONCLUSIONS OF LAW:

The question is whether the claimant is eligible for emergency unemployment compensation effective June 13, 2010. He is not.

The eligibility requirements for emergency unemployment compensation are found in a federal statute, Public Law 110-252. The federal law states that an individual cannot receive the federal emergency benefits for any week that the individual is monetarily eligible for regular state unemployment insurance benefits. The evidence in this record persuades the administrative law judge that Mr. Branigan is monetarily eligible for state unemployment insurance benefits effective June 13, 2010. It necessarily follows that he is not eligible for federal emergency unemployment compensation as of that same date.

DECISION:

The unemployment insurance decision dated October 14, 2010, reference 01, is affirmed. The claimant is ineligible for emergency unemployment compensation effective June 13, 2010.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

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