

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RICHARD A GOBART
Claimant

APPEAL NO. 10A-UI-16328-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 07/18/10
Claimant: Appellant (2)**

Section 96.3-7 – Recovery of Overpayments

STATEMENT OF THE CASE:

Richard A. Gobart filed a timely appeal from an unemployment insurance decision dated November 23, 2010, reference 03, that ruled he had been overpaid unemployment insurance benefits in the amount of \$4,421.67. After reviewing all matters of record, the administrative law judge concludes that a formal hearing is not required. The administrative law judge takes official notice of Agency wage records and overpayment records.

ISSUE:

Has the claimant been overpaid?

FINDINGS OF FACT:

Having examined all matters of record, the administrative law judge finds: The claimant has earned sufficient wages to requalify for unemployment insurance benefits since his separation from employment with Meyers & James Construction Company, Inc. Agency benefit payment records show that he is currently eligible for benefits, and Agency overpayment records reflect a zero balance.

REASONING AND CONCLUSIONS OF LAW:

The question is whether the claimant has been overpaid. Agency overpayment records establish that the overpayment has been adjusted to zero.

DECISION:

The unemployment insurance decision dated November 23, 2010, reference 03, is reversed.
The claimant has not been overpaid.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

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