

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JAMES DIXON
Claimant

APPEAL NO: 13A-UI-00825-BT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 01/13/13
Claimant: Appellant (2/R)**

Iowa Code § 96.3 - Monetary Determination

STATEMENT OF THE CASE:

James Dixon (claimant) appealed a monetary determination mailed January 17, 2013, which held he was ineligible for unemployment insurance benefits due to a lack of qualified earnings. Due notice was issued scheduling the matter for a telephone hearing to be held February 20, 2013. Because a decision fully favorable to the party could be made based on the administrative record, a hearing was deemed unnecessary. Claimant's Exhibit A was admitted into evidence. Based on the evidence and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

ISSUE:

The issue is whether the claimant's monetary determination is accurate and/or whether all wage credits earned by the claimant during his base period have been reported to Iowa Workforce Development.

FINDINGS OF FACT:

The administrative law judge, having reviewed and considered all of the evidence in the record, finds that: The claimant filed an original claim for job insurance benefits effective January 13 2013. The base period of his claim consists of the four calendar quarters beginning in the fourth quarter of 2011 and going through the third quarter of 2012. A monetary decision was mailed to the claimant's last-known address on January 17, 2013, which determined he did not have sufficient wages to qualify for unemployment insurance benefits.

Iowa Workforce Development records do not reflect any wages paid to the claimant by Odyssey Outsourcing, Inc. during 2012. Claimant's Exhibit A confirms he earned 12,844.28 in wages from Odyssey Outsourcing in 2012 and \$2,812.94 in wages from American Spectrum Realty as of January 19, 2013.

REASONING AND CONCLUSIONS OF LAW:

The issue to be determined is whether the claimant's appeal from the monetary decision is timely.

It appears that the claimant may have wage credits from his base period that have not been reported to Iowa Workforce Development. The evidence in the record indicates wages in 2012 but those wages are not broken down by quarter so it cannot be determined if the claimant is monetarily eligible.

Therefore, this matter shall be remanded to Claims to file a request for omitted wage credits. The claimant will be notified if additional wages are found and whether they are sufficient to establish a valid claim.

DECISION:

The monetary determination dated January 17, 2013 is not correct. This matter is remanded to Claims to investigate the issue of the claimant's missing wage credits from Odyssey Outsourcing in 2012 and from American Spectrum Realty in 2013.

Susan D. Ackerman
Administrative Law Judge

Decision Dated and Mailed

sda/pjs