

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

RANDY E SCHMIDT
Claimant

JOHN DEERE
Employer

APPEAL NO. 14A-UI-11320-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

OC: 09/21/14
Claimant: Appellant (2)

871 IAC 24.2(1)g – Retroactive Benefits

STATEMENT OF THE CASE:

The claimant appealed an unemployment insurance decision dated October 24, 2014, reference 01, that denied the claimant's request for retroactive benefits. A telephone hearing was held on November 20, 2014. The claimant participated in the hearing. Nicole Cook participated in the hearing on behalf of the employer.

ISSUE:

Is the claimant entitled to retroactive benefits?

FINDINGS OF FACT:

The claimant filed a new claim for unemployment insurance benefits during the week of September 21, 2014. It was an employer-filed claim. At the end of the week, the claimant attempted to file a weekly claim for the week ending September 27, 2014 but was informed that there was no existing claim.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether the claimant is eligible for unemployment insurance benefits for the week ending September 27, 2014.

The unemployment insurance rules provide: "No continued claim for benefits shall be allowed until the individual claiming benefits has completed a voice response continued claim or claimed benefits as otherwise directed by the department. The weekly voice response continued claim shall be transmitted not earlier than noon of the Saturday of the weekly reporting period and, unless reasonable cause can be shown for the delay, not later than close of business on the Friday following the weekly reporting period." 871 IAC 24.2(1)g.

The claimant has established reasonable cause for her delay in filing his weekly claims. He reasonably relied on having the employer-filed claim in effect when he tried making his weekly claimant. Reasonable cause involves circumstances beyond the claimant's control that prevent a claimant from filing a prompt and proper claim.

DECISION:

The unemployment insurance decision dated October 24, 2014, reference 01, is reversed. The claimant is eligible to receive retroactive benefits for the week ending September 27, 2014.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

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