

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**PATRICIA A STEMPIEN**  
Claimant

**APPEAL NO: 13A-UI-00154-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 03/11/12  
Claimant: Appellant (1)**

Iowa Code § 96.4(3) – Active Work Search

**PROCEDURAL STATEMENT OF THE CASE:**

The claimant appealed a representative's January 2, 2013 determination (reference 01) that gave her a warning for failing to make two jobs contacts during the week ending December 29, 2012. The claimant participated in the hearing. Based on the evidence, the claimant's arguments, and the law, the administrative law judge finds the warning the claimant received warranted.

**ISSUE:**

Should the claimant receive a warning for making only one job contact during the week ending December 29, 2012?

**FINDINGS OF FACT:**

The claimant established a claim for benefits during the week of March 11, 2012. The claimant understood that each week she filed a claim for benefits; she was required to make two job contacts.

The claimant's job ended Thursday night, December 27, 2012. The next day, the claimant made one job contact and then went to her local Workforce office and reopened her claim. The claimant forgot to make another in-person job contact. She did not think about making an online job application which she authorized to do. She filed a claim for the week ending December 29, 2012, and received benefits for this week.

**REASONING AND CONCLUSIONS OF LAW:**

Each week a claimant files a claim for benefits, she must make an active search for work. Iowa Code § 96.4(3). When a claimant does not make an earnest and active search for work, she is not eligible to receive benefits. 871 IAC 24.22(3). Even though the claimant's job assignment ended the evening of December 27, she knew she was required to make two job contacts

during any week she files a claim for benefits. The warning the claimant received for the week ending December 29 is warranted.

**DECISION:**

The representative's January 2, 2013 determination (reference 01) is affirmed. The claimant knew she was required to make a minimum of job contacts each week she filed a claim for benefits. Since the claimant forgot to make a second job contact, the warning she received for making one job contact for the week ending December 29, 2012, is warranted.

---

Debra L. Wise  
Administrative Law Judge

---

Decision Dated and Mailed

dlw/tll