

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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

IAN M RICKETTS
Claimant

APPEAL NO. 18A-UI-01486-S1-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE DEVELOPMENT
DEPARTMENT**

OC: 05/14/17
Claimant: Appellant (1)

871 IAC 24.2(1)g – Retroactive Weekly Claim

STATEMENT OF THE CASE:

Ian Ricketts (claimant) appealed a representative's January 24, 2018, decision (reference 05) that denied the request for retroactive benefits for the period from December 10, 2017, through December 23, 2017. After due notice was issued, a hearing was held on February 27, 2018. The claimant participated personally.

ISSUE:

The issue is whether the claimant's request for retroactive unemployment insurance benefits should be denied.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The claimant filed a claim for benefits with an effective date of May 14, 2018. He was laid off from work and filed an additional claim for benefits on November 26, 2017. The claimant fulfilled his weekly reporting requirement for the two week period ending December 9, 2017, and stopped. He did not report weekly to the agency from December 10, 2017, through December 23, 2017, because the employer protested his claim. The claimant requests retroactive benefits from December 10, 2017, through December 23, 2017.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant's request for retroactive benefits is denied.

Iowa Admin. Code r. 871-24.2(1)g provides:

Procedures for workers desiring to file a claim for benefits for unemployment insurance.

(1) Section 96.6 of the employment security law of Iowa states that claims for benefits shall be made in accordance with such rules as the department prescribes. The department of workforce development accordingly prescribes:

g. 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.

The claimant has not established sufficient grounds for having failed to file a weekly claim from December 10, 2017, through December 23, 2017. The claim for retroactive benefits is denied.

DECISION:

The representative's January 24, 2018, decision (reference 05) is affirmed. The claimant's request for retroactive benefits is denied.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/rvs