

**IOWA WORKFORCE DEVELOPMENT
Unemployment Insurance Appeals Section
1000 East Grand—Des Moines, Iowa 50319
DECISION OF THE ADMINISTRATIVE LAW JUDGE
68-0157 (7-97) – 3091078 - EI**

**WENDY J COOK
2817 WASHINGTON AVE
SIOUX CITY IA 51106**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**Appeal Number: 04A-UI-07889-BT
OC: 11/23/03 R: 01
Claimant: Appellant (6)**

This Decision Shall Become Final, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the **Employment Appeal Board, 4th Floor—Lucas Building, Des Moines, Iowa 50319.**

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to Workforce Development. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

(Administrative Law Judge)

(Decision Dated & Mailed)

Dismissal of Appeal

STATEMENT OF THE CASE:

An appeal was filed from the July 19, 2004, reference 05, decision that held the claimant was overpaid \$835.00 in unemployment insurance benefits. A hearing was scheduled for August 12, 2004. Prior to the hearing being held, the decision was declared null and void.

FINDINGS OF FACT:

The administrative law judge, having considered the evidence in the record, finds that: The appeal was based upon a decision that was issued in error and has now been declared null and void. The decision dated July 19, 2004, reference 05 was amended by a decision dated July 29, 2004, reference 07.

REASONING AND CONCLUSIONS OF LAW:

The administrative law judge has reviewed the records and files herein and concludes that the appeal should be dismissed as the matter has been resolved by the amended decision.

DECISION:

The unemployment insurance appeal based on the decision dated July 19, 2004, reference 05, is dismissed.

sdb/kjf