

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

MEGAN M DEJAYNES
Claimant

APPEAL NO: 14A-UI-04466-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 12/29/13
Claimant: Appellant (2)

Iowa Code § 96.4(3) – Availability for Work

PROCEDURAL STATEMENT OF THE CASE:

The claimant appealed a representative's April 25, 2014 determination (reference 04) that held her ineligible to receive benefits as of December 29, 2013; she did not have transportation which restricted her availability to work. The claimant participated at the May 19 hearing. Based on the evidence, the claimant's arguments, and the law, the administrative law judge concludes the claimant is eligible to receive benefits as of December 29, 2013.

ISSUE:

As of December 29, 2013, is the claimant available for work and eligible to receive benefits?

FINDINGS OF FACT:

The claimant established a claim for benefits during the week of December 29, 2013. After she established her unemployment insurance claim, she has been looking for work in her local area, the Quad City area. She is also willing to travel 20 miles for a job. She is not willing to work an hour from her residence.

Every car the claimant has owned has issues. If and when she has car issues, her father will take her to work in the Quad City area or the claimant takes public transportation to get to work. The claimant's ideal job would be 2 to 10 miles from her residence.

REASONING AND CONCLUSIONS OF LAW:

Each week a claimant files a claim for benefits, she must be able to and available for work. Iowa Code § 96.4(3). The law presumes a claimant is not available when she does not have transportation from her residence to her usual employment area. 871 IAC 24.23(4).

The claimant established that while she is not looking for work that is an hour from her residence, she is looking for work in the Quad City area. The claimant established that she has made arrangements to get to work and is looking for work in areas she is reasonably expected to be available for work. The claimant is eligible to receive benefits as of December 29, 2013.

DECISION:

The representative's April 25, 2014 determination (reference 04) is reversed. The claimant established she was available for work and made reasonable arrangements to get to work and is looking for work in areas she is reasonably expected to be available for work. The claimant is eligible to receive benefits as of December 29, 2013.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs