

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**RHIANNON L ANDERSON**  
Claimant

**APPEAL NO. 11A-UI-05048-MT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**PELLA CORPORATION**  
Employer

**OC: 03/27/11**  
**Claimant: Appellant (1)**

871 IAC 24.28(6) – Previously Adjudicated Issue

**STATEMENT OF THE CASE:**

Claimant filed an appeal from the April 13, 2011, reference 02, decision that denied benefits. After due notice was issued, a hearing was held by telephone conference call on May 12, 2011. The claimant did participate. The employer did participate through Angie Stevens, Human Resource Representative and Luke Seelye, Department Manager. Exhibit A was admitted to the record.

**ISSUE:**

The issue in this matter is whether the claim was previously adjudicated.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: Claimant last worked for employer on October 12, 2010.

Claimant was discharged on October 12, 2010 by employer.

This matter was adjudicated in a decision dated December 28, 2010, and by appeal number 11A-UI-05047-MT.

**REASONING AND CONCLUSIONS OF LAW:**

871 IAC 24.28(6) provides:

Voluntary quit requalifications and previously adjudicated voluntary quit issues.

(6) The claimant voluntarily left employment. However, there shall be no disqualification under Iowa Code § 96.5(1) if a decision on this same separation has been made on a prior claim by a representative of the department and such decision has become final.

In this matter, the evidence has established that the claim was previously adjudicated by decision of December 28, 2010 reference 01. The bureau is without authority to rehear this

matter as a decision was issued on the merits and is final. The issue cannot be adjudicated a second time.

**DECISION:**

The decision of the representative dated April 13, 2011, reference 02, is affirmed. This matter has been previously adjudicated. Unemployment insurance benefits shall be withheld until claimant has worked in and been paid wages for insured work equal to ten times claimant's weekly benefit amount, provided claimant is otherwise eligible.

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Marlon Mormann  
Administrative Law Judge

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Decision Dated and Mailed

mdm/pjs