

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JERRY A GRUTZ

Claimant

APPEAL NO: 15A-UI-00820-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 11/30/14

Claimant: Appellant (1)

871 IAC 24.2(1)g – Retroactive Benefits

PROCEDURAL STATEMENT OF THE CASE:

The claimant appealed a representative's January 16, 2015 (reference 02) determination that denied his request for retroactive benefits for the weeks ending December 20, 2014 through January 10, 2015. The claimant participated at the February 16, 2015 hearing. Based on the evidence, the claimant's arguments, and the law, the administrative law judge denies the claimant's request for retroactive benefits.

ISSUE:

Should the claimant's request for retroactive benefits for the weeks ending December 20, 2014 through January 10, 2015 be granted or denied?

FINDINGS OF FACT:

The claimant established a claim for benefits during the week of November 30, 2014. He filed claims for the weeks ending December 6 and 13, 2014. He received benefits for these weeks. The claimant had his benefits directly deposited into his bank account. The claimant has filed for and received benefits in previous claim years.

The claimant forgot to file claims for the weeks ending December 20, 2014 through January 10, 2015. He was busy during the Christmas season and did not think to file his weekly claims for four weeks. The claimant did not realize he had not filed weekly claims for these four weeks until he went through his bank statement. He has his benefits directly deposited into his bank account.

REASONING AND CONCLUSIONS OF LAW:

A claimant must call in or file an online claim on a weekly basis 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. 871 IAC 24.2(1).

The claimant timely filed weekly claims for the weeks ending December 6 and 13. The only explanation the claimant had was that he forgot about filing timely weekly claims from December 14 through January 10. Since the claimant did not reopen his claim until the week of January 11, 2015, his request for retroactive benefits for the weeks ending December 20, 2014 through January 10, 2015 must be denied.

Even though the employer may not object to the claimant receiving these weekly claims, a claimant is required to meet all eligibility requirements before he receives weekly benefits. One of these requirements is to file timely weekly claims.

DECISION:

The representative's January 16, 2015 (reference 02) determination is affirmed. The claimant's request for retroactive benefits for the week ending December 20, 2014 through January 10, 2015 remains denied.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/can