

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

WILLIAM G BONIN
Claimant

APPEAL NO. 10A-UI-12289-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 01/04/09
Claimant: Appellant (1)

Public Law 110-252 – Emergency Unemployment Compensation

STATEMENT OF THE CASE:

William G. Bonin filed a timely appeal from an unemployment insurance decision dated August 25, 2010, reference 03, that held he was ineligible to receive emergency unemployment compensation benefits effective January 3, 2010, because he was monetarily eligible for state unemployment insurance benefits as of that date. Due notice was issued for a telephone hearing to be held September 25, 2010. The claimant did not provide a telephone number at which he could be contacted. The administrative law judge takes official notice of Agency benefit payment records.

ISSUE:

Is the claimant eligible for emergency unemployment compensation benefits effective January 3, 2010?

FINDINGS OF FACT:

Having examined all matters of record, the administrative law judge finds: William G. Bonin received state unemployment insurance benefits and federal emergency unemployment compensation benefits during a benefit year that began on January 4, 2009. He was monetarily eligible for state unemployment insurance benefits again for a benefit year beginning January 3, 2010.

REASONING AND CONCLUSIONS OF LAW:

The question is whether Mr. Bonin is eligible for emergency unemployment compensation benefits effective January 3, 2010? He is not.

Public Law 110-252, the federal law establishing the emergency unemployment compensation program, denies the federal benefits to any individual who is monetarily eligible to receive state unemployment insurance benefits for a given week. The evidence in this record establishes that Mr. Bonin was monetarily eligible for state unemployment insurance benefits effective January 3, 2010. According to the federal statute, then, he must receive state benefits rather than the federal benefits.

DECISION:

The unemployment insurance decision dated August 25, 2010, reference 03, is affirmed. The claimant is ineligible for federal emergency unemployment compensation benefits effective January 3, 2010.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

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