

**BEFORE THE  
EMPLOYMENT APPEAL BOARD  
Lucas State Office Building  
Fourth floor  
Des Moines, Iowa 50319**

---

**ELIZABETH M BOGGS**

Claimant

and

**KWIK TRIP INC**

Employer

:  
:  
:  
:  
:  
:  
:  
:  
:  
:  
:  
:

**HEARING NUMBER: 20B-UI-04440**

**EMPLOYMENT APPEAL BOARD  
DECISION**

**NOTICE**

**THIS DECISION BECOMES FINAL** unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT IS FILED WITHIN 30 days** of the date of the Board's decision.

A **REHEARING REQUEST** shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

**SECTION: 96.19-38A&B, 96.4-**

**DECISION**

**UNEMPLOYMENT BENEFITS ARE DENIED**

The Claimant appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. The administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED**.

We correct the date "September 12, 2020" to "September 14, 2019."

We further note that even if the current job were supplemental, the Claimant is still earning more than the partial benefits earning cap and would not be eligible for regular benefits in any event.

However, she may be eligible for Pandemic Unemployment Assistance [PUA]. We note that "[t]he requirement that the employment be the 'principal source of income' under DUA does not apply to eligibility for PUA." *UIPL 16-20, Change 1, Attachment 1*, p. I-7 question 28 (DOL ETA 4/27/2020). As mentioned by the Administrative Law Judge the website for this is:

<https://www.iowaworkforcedevelopment.gov/pua-information>.

If the Claimant applies for and receives PUA, she will be allowed to receive back payments. *UIPL 16-20, Attachment I, Change 1* (DOLETA 4/27/2020). The extra \$600 (called FPUC) is paid out for the same period on PUA as it would be on regular benefits, and so overpaid FPUC may very well get set-off.

---

Ashley R. Koopmans

---

James M. Strohman

---

Myron R. Linn

RRA/fnv