

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JENNIFER J TWEEDY
Claimant

APPEAL NO. 11A-UI-12757-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**OC: 06/12/11
Claimant: Appellant (2)**

Section 96.4-3 – Work Search

STATEMENT OF THE CASE:

The claimant filed a timely appeal from an unemployment insurance decision dated September 20, 2011, reference 02, which issued a warning to the claimant based upon a finding that the claimant had not performed an active work search for the week ending September 17, 2011. After reviewing the claimant's appeal letter and Agency benefit payment records, the administrative law judge concludes that no additional testimony is necessary.

ISSUE:

Should the claimant receive a warning for failing to make at least two in-person job contacts during the week in question?

FINDINGS OF FACT:

Jennifer J. Tweedy was employed during the week ending September 17, 2011. She reported her earnings and received no unemployment insurance benefits. She did not conduct a work search because she was employed.

REASONING AND CONCLUSIONS OF LAW:

The question is whether the warning should be removed from the claimant's record. It should. The evidence establishes that Ms. Tweedy filed a weekly claim for the week ending September 17, 2011 merely to keep her claim active and that she did not request or receive unemployment insurance benefits. Since she was fully employed, there should be no warning for failing to make an active work search.

DECISION:

The unemployment insurance decision dated September 20, 2011, reference 02, is reversed.
The warning is removed from the claimant's record.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

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