

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JEFFERY A HANOVER
Claimant

APPEAL NO. 15A-UI-07077-S1-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 04/05/15
Claimant: Appellant (1)

871 IAC 24.2(1)g – Retroactive Weekly Claim

STATEMENT OF THE CASE:

Jeffery Hanover (claimant) appealed a representative's June 10, 2015, decision (reference 02) that denied the request for retroactive benefits for the period from April 12, 2015, through June 6, 2015. After due notice was issued, a hearing was held on July 29, 2015. The claimant participated personally.

ISSUE:

The issue is whether the claimant's request for retroactive unemployment insurance benefits should be denied.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The claimant filed a claim for benefits with an effective date of April 5, 2015. His weekly benefit amount was \$101.00. The claimant did not report weekly to the agency from April 12, 2015, through June 6, 2015, because he did not read the handbook. He was aware that he was not receiving unemployment insurance benefits and should report his job searches. He did not contact the Agency with questions. The claimant was working and earning more than his weekly benefit amount every week between from April 12, 2015, through June 6, 2015, except for the week ending May 9, 2015. The claimant requests retroactive benefits from April 12, 2015, through June 6, 2015.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant's request for retroactive benefits is denied.

Iowa Admin. Code r. 871-24.2(1)g provides:

Procedures for workers desiring to file a claim for benefits for unemployment insurance.

(1) § 96.6 of the employment security law of Iowa states that claims for benefits shall be made in accordance with such rules as the department prescribes. The department of workforce development accordingly prescribes:

g. No continued claim for benefits shall be allowed until the individual claiming benefits has completed a voice response continued claim or claimed benefits as otherwise directed by the department. The weekly voice response continued claim shall be transmitted 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.

The claimant has not established sufficient grounds for having failed to file a weekly claim from April 12, 2015, through June 6, 2015. The claimant knew he should report and did not read the handbook or seek help from the Agency in accomplishing his aim. The claim for retroactive benefits is denied.

DECISION:

The representative's June 10, 2015, decision (reference 02) is affirmed. The claimant's request for retroactive benefits is denied.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/mak