

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

---

**TYLER K WYANT**  
Claimant

**APPEAL 16A-UI-08636-JCT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 05/15/16  
Claimant: Appellant (1)**

---

Section 96.3-7 - Recovery of Overpayment of Benefits

**STATEMENT OF THE CASE:**

The claimant appealed an unemployment insurance decision dated August 3, 2016,, reference 05, that concluded he was overpaid \$717.00 in unemployment insurance benefits. A telephone hearing was held on August 26, 2016. Proper notice of the hearing was given to the claimant. The claimant participated personally in the hearing, and was represented by Michelle Weverink, mother of the claimant. The administrative law judge took official notice of the administrative record. Based on the evidence, the arguments of the claimant, and the law, the following findings of fact, reasoning and conclusions of law, and decision are entered.

**ISSUE:**

Is the claimant overpaid benefits?

**FINDINGS OF FACT:**

The claimant filed a new claim for unemployment insurance benefits with an effective date of May 15, 2016. The claimant filed for and received a total of \$717.00 in unemployment insurance benefits for the weeks between May 15, 2016 and July 2, 2016.

The unemployment insurance decision that disqualified the claimant from receiving unemployment insurance benefits (dated June 3, 2016) has been affirmed in a decision of the administrative law judge in appeal 16A-UI-06389-JTT.

**REASONING AND CONCLUSIONS OF LAW:**

The issue in this case is whether the claimant was overpaid unemployment insurance benefits.

Iowa Code § 96.3(7) provides, in pertinent part:

7. Recovery of overpayment of benefits.

a. If an individual receives benefits for which the individual is subsequently determined to be ineligible, even though the individual acts in good faith and is not otherwise at fault, the benefits shall be recovered. The department in its discretion may recover the

overpayment of benefits either by having a sum equal to the overpayment deducted from any future benefits payable to the individual or by having the individual pay to the department a sum equal to the overpayment.

Since the decision disqualifying the claimant has been affirmed, the claimant was overpaid \$717.00 in unemployment insurance benefits.

**DECISION:**

The unemployment insurance decision dated August 3, 2016, reference 05, is affirmed. The claimant was overpaid \$717.00 in unemployment insurance benefits, which must be repaid.

---

Jennifer L. Beckman  
Administrative Law Judge

---

Decision Dated and Mailed

jlb/pjs