

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

DOUGLAS W COATES
Claimant

APPEAL NO. 15A-UI-03447-S2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 01/25/15
Claimant: Appellant (2)

871 IAC 24.2(1)g – Retroactive Weekly Claim

STATEMENT OF THE CASE:

Douglas Coates (claimant) appealed a representative's March 12, 2015, decision (reference 01) that denied the request for retroactive benefits for the period from February 8, 2015, through March 7, 2015. After due notice was issued, a hearing was held on April 30, 2015. 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 January 25, 2015. The claimant did report weekly to the agency from February 8, 2015, through March 7, 2015. He was unaware that the computer system was not accepting his responses until a few weeks had passed. The claimant requests retroactive benefits from February 8, 2015, through March 7, 2015.

REASONING AND CONCLUSIONS OF LAW:

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

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 established sufficient grounds for having failed to file a weekly claim from February 8, 2015, through March 7, 2015. The claim for retroactive benefits is granted.

DECISION:

The representative's March 12, 2015, decision (reference 01) is reversed. The claimant's request for retroactive benefits is granted.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/pjs