

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RICK H SELLEN
Claimant

APPEAL NO. 11A-UI-10945-S2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 09/26/10
Claimant: Appellant (1)

EUC Act of 2008
Section 96.19(20) – Emergency Unemployment Compensation Benefits

STATEMENT OF THE CASE:

Rick Sellen (claimant) appealed a representative's August 8, 2011 decision (reference 03) that concluded he was not eligible to receive emergency unemployment compensation benefits because he was monetarily eligible for regular benefits in Minnesota. After a hearing notice was mailed to the claimant's last-known address of record, a telephone hearing was scheduled for September 13, 2011. The claimant participated personally.

ISSUE:

The issue is whether the claimant was separated from employment for any disqualifying reason.

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 for benefits with an effective date of September 26, 2010. He filed for emergency unemployment compensation benefits while he was eligible to receive regular unemployment insurance benefits in Minnesota.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow the administrative law judge concludes the claimant is not eligible to receive emergency unemployment compensation benefits on the Iowa claim.

In order for a claimant to be eligible for extended benefits, the EUC Act of 2008 requires an individual to have exhausted all of the benefits under the regular unemployment claim. The claimant was not eligible for emergency unemployment compensation under his Iowa claim, because the claimant was eligible for regular unemployment insurance benefits in another State.

DECISION:

The representative's August 8, 2011 decision (reference 03) is affirmed. The claimant was not eligible for emergency unemployment compensation on an Iowa claim, because the claimant was eligible for regular unemployment insurance benefits in another State.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/css