

IOWA DEPARTMENT OF INSPECTIONS & APPEALS  
Division of Administrative Hearings  
Wallace State Office Building  
Des Moines, Iowa 50319

**Appeal Number:** 10IWDUI286  
**OC:** 07/11/10  
**Claimant:** Appellant (2)

**DECISION OF THE ADMINISTRATIVE LAW JUDGE**

**This Decision Shall Become Final**, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the *Employment Appeal Board, 4th Floor Lucas Building, Des Moines, Iowa 50319.*

**MARTIN O'KEEFE**  
**4101 GORDON DRIVE LOT 86**  
**SIOUX CITY, IA 51106**

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

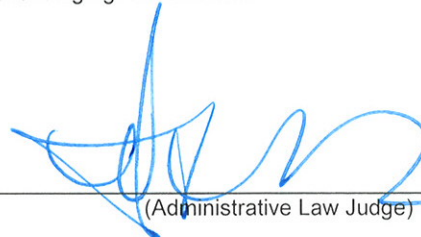
**STATE CLEARLY**

**IOWA WORKFORCE DEVELOPMENT**  
**REEMPLOYMENT SERVS. COORDINATOR**  
**SHANLYN SEIVERT**  
**430 EAST GRAND AVENUE**  
**DES MOINES IA 50319-0209**

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to the Department. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

DAN ANDERSON, IWD



(Administrative Law Judge)

November 10, 2010  
(Dated and Mailed)

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871 IAC 24.6(6) – Reemployment Services

**STATEMENT OF THE CASE**

Claimant Martin O'Keefe filed an appeal from a decision issued by Iowa Workforce Development ("IWD") dated August 16, 2010, reference 01. In the decision IWD found O'Keefe was ineligible to receive unemployment insurance benefits from August 8, 2010 through August 14, 2010 because he did not establish justifiable cause for failing to participate in reemployment services during that period. O'Keefe appealed. An administrative contested case hearing was scheduled for November 10, 2010. Jan

Holbrook appeared on behalf of IWD. O'Keefe also appeared. Documents 1 through 4 were admitted into the record.

Holbrook testified she reexamined IWD's decision in this case and believed O'Keefe should receive unemployment insurance benefits for August 8, 2010 through August 14, 2010. Holbrook stated IWD's decision should be reversed.

### **DECISION**

IWD incorrectly determined claimant failed to establish justifiable cause for failing to participate in reemployment services, and its decision, reference 01, is reversed.

hlp