

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JENNA HOFBAUER
Claimant

APPEAL NO. 11A-UI-00628-M2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

SHANER OPERATING CORP
Employer

OC: 09/19/10
Claimant: Respondent (1R)

Section 96.5-3-a – Work Refusal

STATEMENT OF THE CASE:

Employer filed an appeal from a decision of a representative dated January 5, 2011, reference 03, which held claimant eligible for unemployment insurance benefits due to a refusal to accept work. After due notice, a telephone conference hearing was scheduled for and held on February 18, 2011. Claimant participated personally. Employer participated by John Fiorelli and Sondra Rivera.

ISSUE:

The issue in this matter is whether claimant refused to accept a suitable offer of work.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds:

The parties agreed that the claimant did not refuse an offer of employment. She worked for the employer starting October 25, 2010 and separated from the employment on November 8, 2010.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes claimant did not refuse a suitable offer of work. She accepted the employment.

DECISION:

The decision of the representative dated January 5, 2011, reference 03 is affirmed. Claimant is eligible to receive unemployment insurance benefits, provided claimant meets all other eligibility requirements. The issue of the separation from the part-time employment on November 8, 2010 is remanded to the Claims Section of Iowa Workforce Development for an initial investigation and determination.

Stan McElderry
Administrative Law Judge

Decision Dated and Mailed

srm/css