

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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

**ROBERT G SCHUDEL**  
Claimant

**APPEAL NO. 15A-UI-07178-TN-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 04/19/15  
Claimant: Appellant (1)**

Iowa Admin. Code r. 871-24.2(1)a & h(1) & (2) – Backdating Claim

**STATEMENT OF THE CASE:**

Robert Schudel filed a timely appeal from a representative's decision dated June 17, 2015, reference 02, that denied his request to backdate his claim. After due notice was issued, a telephone hearing was held on July 29, 2015. The claimant participated. Official notice was taken of the Agency administrative file.

**ISSUE:**

The issue is whether Robert Schudel has presented sufficient grounds to justify or excuse the delay in filing for benefits through Iowa Workforce Development and whether good cause exists to backdate the claim for benefits.

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds: Robert G. Schudel opened a claim for benefits with an effective date of April 19, 2015. The claimant was issued the informational handbook that explained the unemployment system and the procedure for filing weekly claims and additional claims.

Mr. Schudel opened his claim for unemployment insurance benefits that week in April, 2015, and then did not claim again, until Sunday, June 14, 2015, when he claimed for the week of June 7 through June 13, 2015. Because Mr. Schudel had not followed the procedure to file an additional claim and had not followed procedure for filing a continued claim by filing for the week he was claiming before the end of business on the Friday of the same week claimed, his request to backdate his claim prior to June 14, 2015 was denied.

It appears that, Mr. Schudel experienced difficulties in entering his pin number while claiming because he was not properly filing.

**REASONING AND CONCLUSIONS OF LAW:**

In the case at hand, Mr. Schudel, the claimant, had an existing claim and stopped claiming weekly for one or more weeks and later wanted to receive benefits again. The reactivation of an

existing claim can be done both online or via telephone using the unemployment insurance systems interactive voice response system to do so.

The instructions in Iowa Workforce Development's guide for unemployment insurance benefits that is provided to claimants, clearly explains the procedure required to reactivate an existing claim and specifies that if a claimant has only worked for one employer during the past six months, the claimant must reactivate his or her claim during the week that the claimant wants to claim benefits and not after the week is over.

Mr. Schudel followed the procedure for continuing to receive benefits each week instead of the procedure for reactivating an existing claim. Because he had not been claiming each week, he was required to reactivate his claim, and then file his claim for that week before the close of business on Friday of the same week, and not after. Claimants can reactivate existing claims using the Agency's telephone IBR system from 8:00 a.m. to 4:00 p.m., Monday through Friday. Internet filing is also available however, the requirement that a claim must be reactivated during the week claimed and not after the week is over remains in effect. The Iowa Employment Security Law benefit week begins on the Sunday of each week and ends on Saturday of the same week.

Because Mr. Schudel did not properly claim benefits and has not provided sufficient justification to excuse his delay in filing his claim, the claimant's request to backdate the claim prior to June 14, 2015 is denied.

**DECISION:**

The representative's decision dated June 17, 2015, reference 02, is affirmed. The claimant has not presented sufficient grounds to justify or excuse his delay in filing his claim. The claimant's request to backdate his claim prior to June 14, 2015 is denied.

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Terence P. Nice  
Administrative Law Judge

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Decision Dated and Mailed

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