

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CHRISTINE A FOSTER
Claimant

APPEAL NO. 14A-UI-08067-B2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

COLLEGE COMMUNITY SCHOOL DISTRICT
Employer

OC: 06/22/14
Claimant: Appellant (1)

Iowa Code §96.3 – Overpayment of Benefits

STATEMENT OF THE CASE:

An appeal was filed from a representative's decision dated August 4, 2014, reference 03. A hearing was scheduled for August 26, 2014. Prior to the hearing being held, it came to the administrative law judge's attention that the incorrect employer was listed in this case number. The claims department of IWD issued a document (ref 06) that states ref 02 (08066) is null and void.

ISSUE:

The issue is whether claimant was overpaid benefits in this matter.

FINDINGS OF FACT:

The administrative law judge, having considered the evidence in the record, finds that: The incorrect employer, Mount Vernon Community School District, was inadvertently listed in the above-referenced case number. Said employer has since been removed from this file.

As the inappropriate employer has been removed from the file, this case has yet to be heard.

REASONING AND CONCLUSIONS OF LAW:

The administrative law judge has reviewed the records and files herein and concludes that the ruling that was previously entered in this matter was entered referencing the correct employer. Employer and claimant participated in the fact finding. The notice that was sent out in this matter referenced the incorrect employer. That error has since been corrected.

This matter will be reset mentioning the correct employer. For the time being, the ruling previously entered in this matter, that claimant was overpaid benefits, is affirmed.

DECISION:

The decision of the representative dated August 4, 2014, reference 03, is affirmed. At this time claimant is deemed to have been overpaid benefits in this matter. Once this matter has been reset for hearing, with the correct employer noticed, claimant will be afforded the opportunity to be heard on whether she had been overpaid benefits.

Blair A. Bennett
Administrative Law Judge

Decision Dated and Mailed

bab/can