

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

**WILLIAM KRAMER**  
Claimant

**APPEAL 18A-UI-07923-SC-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE DEVELOPMENT  
DEPARTMENT**

**OC: 07/02/17**  
**Claimant: Appellant (1)**

Iowa Code § 96.3(7) – Recovery of Benefit Overpayment

**STATEMENT OF THE CASE:**

William Kramer (claimant) appealed an unemployment insurance decision dated July 18, 2018, reference 06, which concluded he was overpaid \$656.00 in unemployment insurance benefits. A telephone hearing was held on August 28, 2018 and consolidated with the hearing for appeal 18A-UI-07922-SC-T. Proper notice of the hearing was given to the claimant. The claimant participated in the hearing. Based on the evidence, the arguments of the claimant, and the law, the following findings of fact, reasoning and conclusions of law, and decision are entered.

**ISSUE:**

Has the claimant been overpaid benefits?

**FINDINGS OF FACT:**

The claimant filed a new claim for unemployment insurance benefits with an effective date of July 2, 2017. The claimant began employment with Premium Retail Services, Inc. (employer) on April 26, 2018 and separated from that employer during the week beginning May 6, 2018. The claimant filed for and received a total of \$656.00 in unemployment insurance benefits for the eight weeks between May 6, 2018 and June 30, 2018. The unemployment insurance decision that disqualified the claimant from receiving unemployment insurance benefits based on his separation from the employer has been affirmed in a decision of the administrative law judge in appeal 18A-UI-07922-SC-T.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow, the administrative law judge concludes the claimant was overpaid unemployment insurance benefits which must be repaid.

Iowa Code § 96.3(7) provides, in pertinent part:

7. Recovery of overpayment of benefits.

a. If an individual receives benefits for which the individual is subsequently determined to be ineligible, even though the individual acts in good faith and is not otherwise at fault, the benefits shall be recovered. The department in its discretion may recover the overpayment of benefits either by having a sum equal to the overpayment deducted from any future benefits payable to the individual or by having the individual pay to the department a sum equal to the overpayment.

Since the decision disqualifying the claimant based on his separation has been affirmed, the claimant was overpaid \$656.00 in unemployment insurance benefits.

**DECISION:**

The unemployment insurance decision dated July 18, 2018, reference 06, is affirmed. The claimant was overpaid \$656.00 in unemployment insurance benefits, which must be repaid.

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Stephanie R. Callahan  
Administrative Law Judge

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Decision Dated and Mailed

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