

IOWA WORKFORCE DEVELOPMENT
Unemployment Insurance Appeals Section
1000 East Grand—Des Moines, Iowa 50319
DECISION OF THE ADMINISTRATIVE LAW JUDGE
68-0157 (7-97) – 3091078 - EI

WILLIAM M DEEBLE
421 ROLLINGSGATE CT C-1
BENSALEM PA 19020-7716

SEDONA INC
612 VALLEY VIEW DR
MOLINE IL 61265

Appeal Number: 04A-UI-08819-DWT
OC: 07/11/04 R: 12
Claimant: Respondent (6)

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**.

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

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 are 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 Workforce Development. 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.

(Administrative Law Judge)

(Decision Dated & Mailed)

Section 96.19-18-b(1) - Employment

STATEMENT OF THE CASE:

Sedona, Inc. (employer) appealed a representative's August 13, 2004 decision (reference 01) that concluded William M. Deeble (claimant) was qualified to receive unemployment insurance benefits, and the employer's account was subject to charge because the claimant's employment separation did not disqualify him from receiving benefits. After hearing notices were mailed to the parties' last-known address of record, a telephone hearing was held on September 8, 2004. The claimant participated in the hearing. Colleen McGuinty appeared on the employer's behalf. Based on the administrative record and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

FINDINGS OF FACT:

The claimant established a new benefit year during the week of July 11, 2004. The employer made a mistake and reported the claimant's wage to Iowa instead of Pennsylvania. As a result,

Iowa was determined the liable state and issued the decisions concerning the claimant's eligibility to receive unemployment insurance benefits. After the State of Iowa learned the employer should have reported the claimant's wages to Pennsylvania, the previously reported wages were deleted, which meant the claimant did not have any wage credits in Iowa. See decision for appeal 04A-UI-09120-DWT.

REASONING AND CONCLUSIONS OF LAW:

As a result of the decision for appeal 04A-UI-09120-DWT, the State of Iowa is not the liable state and has no jurisdiction to make any decisions concerning the claimant's eligibility to receive unemployment insurance benefits. As a result, the decision made in reference 01 should be deleted or vacation. The liable state, which appears to be Pennsylvania, will determine whether the claimant is qualified to receive benefits based on its applicable state law.

DECISION:

The representative's August 13, 2004 (reference 01) should be vacated or deleted. Since Iowa is not longer considered the liable state, Iowa does not have any legal jurisdiction to decide the claimant's eligibility to receive benefits.

dlw/pjs