

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

GREGORY M OLSON
Claimant

APPEAL 17A-UI-07521-CL-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE DEVELOPMENT
DEPARTMENT**

**OC: 07/09/17
Claimant: Appellant (1)**

Iowa Code § 96.6(1) – Filing Claims
Iowa Admin. Code r. 871-24.2(1)g – Retroactive Benefits

STATEMENT OF THE CASE:

The claimant filed an appeal from the July 20, 2017, (reference 03) unemployment insurance decision that denied the request to backdate the claim. A telephone conference hearing was scheduled for August 11, 2017. Due notice was waived regarding the proper issue for resolution. Claimant participated in the hearing.

ISSUE:

Should the claimant's request for retroactive benefits be granted for the one-week period ending July 8, 2017?

FINDINGS OF FACT:

Having heard the testimony and having reviewed the evidence in the record, the administrative law judge finds: Claimant filed a claim effective July 10, 2016. The claim expired on July 9, 2017. Claimant received notice in the mail the claim was expiring and that a new, initial claim would need to be filed. Claimant filed the initial claim timely on July 9, 2017. However, claimant was so focused on filing his initial claim that he forgot to file the weekly continued claim for the week ending July 8, 2017. Claimant earned no wages or vacation or holiday pay that week. Claimant made appropriate work searches and was available for work during the period in question.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant's request for retroactive benefits is denied.

Iowa Code § 96.6(1) provides:

96.6 Filing — determination — appeal.

1. *Filing.* Claims for benefits shall be made in accordance with such regulations as the department may prescribe.

In order to be eligible for weekly benefits, the claimant must file an online web application continued claim or show good cause for the failure to do so to support a request for retroactive benefits. Iowa Admin. Code r. 871-24.2(1)g.

In this case, claimant was aware he was required to file a weekly continued claim to receive benefits, but he forgot to do so. This is not a good cause reason for failure to file a weekly continued claim. Therefore, the request for retroactive benefits must be denied.

DECISION:

The July 20, 2017, (reference 03) unemployment insurance decision is affirmed. The claimant's request for retroactive benefits is denied.

Christine A. Louis
Administrative Law Judge
Unemployment Insurance Appeals Bureau
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Decision Dated and Mailed

cal/scn