

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

SANDRA K BRITT

Claimant

APPEAL NO. 09A-UI-09161-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 05/17/09

Claimant: Appellant (2)

871 IAC 24.2(1)g – Retroactive Benefits

STATEMENT OF THE CASE:

Sandra K. Britt filed a timely appeal from an unemployment insurance decision dated June 17, 2009, reference 03, that denied her request for retroactive benefits for the two weeks between May 17, 2009 and May 30, 2009. After reviewing all matters of record, the administrative law judge concludes that a formal hearing is not required.

ISSUE:

Is the claimant eligible for retroactive benefits for the two weeks ending May 30, 2009?

FINDINGS OF FACT:

Having examined all matter of record, the administrative law judge finds: Sandra K. Britt was part of a group of 30 receiving instructions on how to file an unemployment insurance claim. During the meeting, she learned that she would likely have a fact-finding interview. She commenced a work search, but did not file weekly claims for unemployment insurance benefits until the fact-finding interview had been resolved in her favor. She re-opened her claim during the week of May 31, 2009, but was seeking work during the weeks between May 17 and May 30, 2009.

REASONING AND CONCLUSIONS OF LAW:

The question is whether the evidence in this record establishes good cause to allow retroactive benefits to Ms. Britt. It does.

The evidence establishes that Ms. Britt is an individual with no prior experience dealing with the unemployment insurance system and received her instructions on filing her claim as part of a group of 30. Given these factors, the administrative law judge concludes that the claimant's confusion as to proper weekly filing procedures is excusable. Retroactive benefits are allowed.

DECISION:

The unemployment insurance decision dated June 17, 2009, reference 03, is reversed. The claimant is entitled to receive unemployment insurance benefits for the two weeks between May 17, 2009 and May 30, 2009.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

srs/css