

IOWA DEPARTMENT OF INSPECTIONS
AND APPEALS
Division of Administrative Hearings
Wallace State Office Building
Des Moines, Iowa 50319

DECISION OF THE ADMINISTRATIVE LAW JUDGE

CARLIN MOSER
7900 BRIARWOOD LANE
URBANDALE, IA 50322

IOWA WORKFORCE DEVELOPMENT
REEMP. SERVICES COORDINATOR &
LORI ARANDUS

JONI BENSON, IWD

Appeal Number: 13IWDUI580
OC: 4/7/13
Claimant: Appellant (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 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 is 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 the department. 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)

January 22, 2014

(Decision Dated & Mailed)

STATEMENT OF THE CASE

Carlin Moser filed an appeal from a decision issued by Iowa Workforce Development (the Department) dated November 21, 2013, reference Exhibit 3. In this decision, the Department determined that she was ineligible to receive unemployment insurance benefits as of November 17, 2013 because she failed to participate in a reemployment services orientation.¹

The case was transmitted from Workforce Development to the Department of

¹ The Notice of Telephone Hearing, dated December 24, 2013, contained two errors which were corrected on the record. The original docket number was listed as 13IWDUI580-581 and the issues for appeal contained an issue of whether the Claimant filed a timely appeal. The docket number was corrected on the record to reflect the accurate number, 13IWDUI580, and the issue regarding timeliness of appeal was removed.

Inspections and Appeals on December 6, 2013 to schedule a contested case hearing.

Hearing was set for January 21, 2014 at 8:30 a.m. At that time and date, the Appellant, Carlin Moser, did not appear. The Department, represented by Lori Arandus, provided information indicating that it had reversed its decision disqualifying Ms. Moser. The Department indicated that the original notice was sent to Ms. Moser at the wrong address due to departmental error. Once she was properly notified, Ms. Moser did report for the subsequently scheduled appointment. Ms. Moser was paid all of her unemployment insurance benefits. The Department indicated that Ms. Moser has been made whole and there are no further disputes between the parties.

The Department's most recent action allowing benefits back to November 17, 2013 has made the Appellant's case moot as she has received the benefits that she sought through the appeal process.

DECISION

The Appellant's appeal is dismissed as moot. The Department has amended its decision to allow the Appellant to receive benefits retroactive to November 17, 2013. The Department shall take any action necessary to implement this decision.

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