

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

**Appeal Number:** 13IWDUI126  
**OC:** 07/29/12  
**Claimant:** Appellant (6)

**DECISION OF THE ADMINISTRATIVE LAW JUDGE**

**HUSSEIN FERROUZE**  
**PO BOX 501**  
**POSTVILLE, IA 52162**

**IOWA WORKFORCE DEVELOPMENT**  
**REEMPLOYMENT SERVS. COOR.**  
**SHANYLN SEIVERT & THERESA McCABE**

JOE WALSH, IWD  
JONI BENSON, IWD

**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 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.

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(Administrative Law Judge)

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March 20, 2013  
(Dated and Mailed)

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871 Iowa Administrative Code 24.2(1)(E) – Dismissal of Appeal

**STATEMENT OF THE CASE**

Iowa Workforce Development (“IWD”) issued a decision finding Appellant was not eligible to receive unemployment insurance benefits because IWD mailed him a notice to report for a reemployment and eligibility assessment and he failed to report. Appellant appealed.

IWD transferred the case to the Division of Administrative Hearings on March 8, 2013 to schedule a contested case hearing. A telephone hearing was scheduled for April 17, 2013 at 3:00 pm. On March 18, 2013, my office received a request for a dismissal from the IWD representatives. A new Decision, dated 03/12/13, accompanied the dismissal request. This decision reinstated the Appellant's unemployment insurance eligibility without a gap in benefits. The initial decision, dated 02/26/13, denied the Appellant's UI benefits because he failed to report for a reemployment services orientation. He later reported and participated in the required orientation, so he became eligible for benefits again. IWD restored his eligibility and paid benefits without a gap in coverage. The issues on this appeal were resolved in the Appellant's favor and are now moot. The request to dismiss the appeal is granted.

### **DECISION**

IWD's request to dismiss this appeal is granted. The information submitted shows that the issue on appeal was resolved in the Appellant's favor. This matter is deemed dismissed. The hearing scheduled for April 17, 2013 at 3:00 pm is canceled.

egc