

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

AN NAM LEE TRAN
Claimant

APPEAL NO. 09A-UI-07585-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**Original Claim: 01/25/09
Claimant: Appellant (2)**

871 IAC 24.2(1) – Reporting as Directed

STATEMENT OF THE CASE:

An Nam Lee Tran filed a timely appeal from an unemployment insurance decision dated May 15, 2009, reference 03, that denied benefits to him upon a finding that he had failed to report as directed in response to a notice that had been mailed to him. After reviewing all matters of record, the administrative law judge concludes that a formal hearing is not required.

ISSUE:

Did the claimant fail to report to the Agency as directed?

FINDINGS OF FACT:

Having examined all matters of record, the administrative law judge finds: An Nam Lee Tran received a notice that he would be called by the Agency between 9:30 and 10:30 a.m. on April 21, 2009, for a telephone interview. The phone number in the notice was incorrect. Mr. Tran called the Agency to have the number changed. He did not receive a call at his correct number. His attempts to contact the Agency concerning the interview were unsuccessful.

REASONING AND CONCLUSIONS OF LAW:

The question is whether the claimant's benefits should be denied for failing to report as directed. They should not.

The evidence in the record persuades the administrative law judge that the claimant made a good-faith effort to correct erroneous information and to provide the Agency with the correct phone number for contacting him on April 21, 2009. The administrative law judge notes that the correct phone number for Mr. Tran is now listed in the Agency's database.

DECISION:

The unemployment insurance decision dated May 15, 2009, reference 03, is reversed. The claimant is entitled to receive unemployment insurance benefits, provided he is otherwise eligible.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

kjw/kjw