

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

**MELINDA L WHITE**  
Claimant

**APPEAL 16A-UI-07057-EC-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 05/01/16  
Claimant: Appellant (6)**

Iowa Admin. Code r. 871-24.2(1)e – Failure to Report  
Iowa Code §96.4(3) – Able and Available to Work  
Iowa Code Ch. 17A – Iowa Administrative Procedure Act  
Iowa Admin. Code r. 871-24.19(3) – Claims Bureau Subsequent Action  
Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal  
Iowa Admin. Code r. 871-26.11 – Motions

**STATEMENT OF THE CASE:**

The claimant/appellant filed an appeal from the unemployment insurance decision dated June 14, 2016, reference 03, that she was not eligible for unemployment insurance benefits because she failed to report to Iowa Workforce Development as required. Before a hearing was scheduled, Iowa Workforce Development issued a favorable decision to the claimant, dated June 29, 2016, reference 04, stating that she is eligible for unemployment insurance benefits because she showed an acceptable reason for her failure to report as required. This decision made the issue on appeal moot. Therefore, no testimony or additional evidence was necessary. No hearing was held.

**ISSUES:**

Should the most recent unemployment insurance decision be affirmed?

Should the appeal be dismissed as moot?

**FINDINGS OF FACT:**

These findings of fact are based on the pertinent agency documents relating to this claimant and her appeal. An unemployment insurance decision dated June 14, 2016, reference 03, determined that the claimant was not eligible for unemployment insurance benefits because she failed to report to Iowa Workforce Development as required. The claimant appealed this decision. Before a hearing was scheduled, Iowa Workforce Development issued a favorable decision to the claimant, dated June 29, 2016, reference 04, stating that she is eligible for unemployment insurance benefits, and stating that she had an acceptable reason for her failure to report as required. The agency representative asked that the appeal be dismissed. This decision resolved the only issue on appeal in the claimant's favor, making the appeal moot.

**REASONING AND CONCLUSIONS OF LAW:**

Generally, courts and administrative tribunals do not decide issues when the underlying controversy is moot. *Rhiner v. State*, 703 N.W.2d 174, 176 (Iowa 2005). “A case is moot if it no longer presents a justiciable controversy because the issues involved are academic or nonexistent.” *Iowa Bankers Ass’n v. Iowa Credit Union Dep’t*, 335 N.W.2d 439, 442 (Iowa 1983)

The decision appealed was amended in favor of the appellant, making this appeal moot. The appeal of the original representative’s decision dated June 14, 2016, reference 03, is dismissed. The most recent decision, dated June 29, 2016, reference 04, is affirmed.

**DECISION:**

The request to dismiss the appeal of the unemployment insurance decision dated June 14, 2016, reference 03, is approved. The decision issued on June 29, 2016, reference 04, is affirmed. The appeal is dismissed as moot.

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Emily Gould Chafa  
Unemployment Insurance Appeals Bureau  
Iowa Workforce Development

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Decision Dated and Mailed

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