

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

---

**LEANNA L BROUGHTON**  
Claimant

**APPEAL 16A-UI-09884-H2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 04/24/16  
Claimant: Appellant (2)**

---

Iowa Code §96.4(3) - Able and Available/Work Search

**STATEMENT OF THE CASE:**

Claimant filed a timely appeal from the September 7, 2016 (reference 04) decision that denied benefits for the week ending August 20, 2016 finding the claimant did not make an adequate work search for the week. The claimant's appeal letter was sufficient to resolve the issues and no hearing was held.

**ISSUE:**

Did the claimant make an adequate search for work for the week ending August 20, 2016?

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds: The claimant claimed benefits for the week ending August 20, 2016. During that week the claimant was offered and accepted new employment, thus she stopped searching for new employment. Once a claimant accepts new employment they are no longer obligated to continue searching for work.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow, the administrative law judge concludes that the claimant has made an active and earnest search for work.

Iowa Code § 96.4(3) provides:

An unemployed individual shall be eligible to receive benefits with respect to any week only if the department finds that:

3. The individual is able to work, is available for work, and is earnestly and actively seeking work. This subsection is waived if the individual is deemed partially unemployed, while employed at the individual's regular job, as defined in section 96.19,

subsection 38, paragraph "b", unnumbered paragraph (1), or temporarily unemployed as defined in section 96.19, subsection 38, paragraph "c". The work search requirements of this subsection and the disqualification requirement for failure to apply for, or to accept suitable work of section 96.5, subsection 3 are waived if the individual is not disqualified for benefits under section 96.5, subsection 1, paragraph "h".

The claimant was successful in her job search as she obtained new full-time employment. Once she was offered and accepted new employment, she was no longer obligated to continue her job search. Accordingly, benefits are allowed.

**DECISION:**

The September 7, 2016, (reference 04), decision is reversed. The claimant accepted new employment and was not required to continue searching for work. Benefits are allowed, provided the claimant is otherwise eligible.

---

Teresa K. Hillary  
Administrative Law Judge

---

Decision Dated and Mailed

tkh/pjs