

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

EUGENE MOHR
Claimant

APPEAL 21R-UI-16954-LJ-T
ADMINISTRATIVE LAW JUDGE
DECISION

GREENFIELD LOGISTICS INC
Employer

OC: 01/10/21
Claimant: Respondent (6)

Iowa Code § 96.4(3) – Ability to and Availability for 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. 871-26.11 - Motions

STATEMENT OF THE CASE:

On March 15, 2021, employer Greenfield Logistics, Inc. filed an appeal from the unemployment insurance decision dated March 11, 2021 (reference 01), that the claimant was eligible for unemployment insurance benefits. Prior to a hearing being held, Iowa Workforce Development (“IWD”) conducted an investigation and determined the claim was fraudulently filed. As a result of this investigation and determination, IWD voided the March 11, 2021 (reference 01) decision and the underlying claim. This decision made the issue on appeal moot. Therefore, no testimony or additional evidence was necessary. No hearing was held.

ISSUES:

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 his appeal. An unemployment insurance decision dated March 11, 2021 (reference 01), determined that the claimant was eligible for unemployment insurance benefits. The employer appealed this decision. Before a hearing was held, IWD conducted an investigation and determined the claim was fraudulently filed. As a result of this investigation and determination, IWD voided the March 11, 2021 (reference 01) decision and the underlying claim. The agency representative asked that the appeal be dismissed. This resolved the only issue on appeal, making the appeal moot.

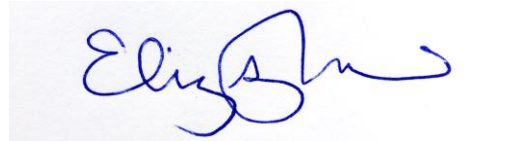
REASONING AND CONCLUSIONS OF LAW:

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 has now been voided, making this appeal moot. Additionally, the entire underlying claim has been voided. The appeal of the original representative’s decision dated March 11, 2021 (reference 01) is dismissed.

DECISION:

The request to dismiss the appeal of the unemployment insurance decision dated August 18, 2021 is approved. The decision dated March 11, 2021 (reference 01) has been declared void, as has the underlying claim. The appeal is dismissed as moot.



Elizabeth A. Johnson
Administrative Law Judge
Unemployment Insurance Appeals Bureau

September 27, 2021
Decision Dated and Mailed

lj/mn