

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

**Appeal Number: 10IWDUI325**

**OC: 12/06/09**

**Claimant: Appellant (2)**

DECISION OF THE ADMINISTRATIVE LAW JUDGE

**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 Notice of Appeal, directly to the **Employment Appeal Board, 4<sup>TH</sup> 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.

**KEEGAN OSHEA**  
**1263 MELROSE AVENUE**  
**IOWA CITY, IA 52246-1930**

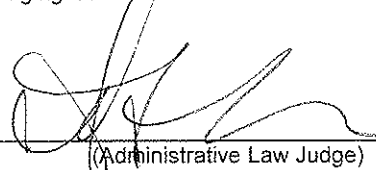
STATE CLEARLY

**IOWA WORKFORCE DEVELOPMENT**  
**INVESTIGATIONS AND RECORD**  
**150 DES MOINES STREET**  
**DES MOINES, IA 50309**

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.

DAN ANDERSON, IWD

  
(Administrative Law Judge)

December 29, 2010

(Decision Dated & Mailed)

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Dismissal of Appeal – Mootness

### STATEMENT OF THE CASE

IWD issued a decision on October 21, 2010, reference 02, finding Appellant Keegan Oshea was ineligible to receive unemployment benefits because he had not provided proof that he was a citizen or legally authorized to work in the United States. Oshea appealed.

On December 10, 2010, IWD transferred the cases to the Iowa Department of Inspections and Appeals, Division of Administrative Hearings, to schedule a contested case hearing. A Notice of Telephone Hearing was issued scheduling the hearing for December 29, 2010.

IWD sent a letter stating that Oshea's authorization had been approved and requesting the appeal be dismissed. Because IWD has now found that Oshea is authorized to work in the United States and is not disqualified from receiving benefits, the appeal should be dismissed as moot.<sup>1</sup>

### DECISION

This appeal is dismissed as moot.

hlp

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<sup>1</sup> *Grinnell College v. Osborn*, 751 N.W.2d 396, 399 (Iowa 2008) (noting a live controversy must ordinarily exist before a court will engage in an interpretation of law and recognizing exceptions for issues capable of repetition, yet evading review, and those involving guidance for public officials, and involving public issues).