

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**SALOMON M LANDEROS**  
Claimant

**APPEAL NO: 15A-UI-02014-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 11/16/14  
Claimant: Appellant (2)**

Iowa Code § 96.4(3) – Able to and Available for Work

**PROCEDURAL STATEMENT OF THE CASE:**

The claimant appealed a representative's December 9, 2014 determination (reference 01) that held him ineligible to receive benefits as of November 16, 2014, because he had not provided proof he was legally authorized to work in the United States. The claimant did not participate at the March 9, 2015 hearing. But the claimant provided additional documentation that was forwarded to the Benefits Bureau. Based on this additional information, the Benefits Bureau issued an April 2, 2015 determination (reference 03) that held the claimant eligible to receive benefits as of November 16, 2014. The April 3 determination resolved the issue the claimant appealed. Based on the administrative record, and the law, the administrative law judge concludes the claimant is eligible to receive benefits as of November 16, 2014.

**ISSUE:**

As of November 16, 2014, is the claimant able to and available for work and eligible to receive benefits.

**FINDINGS OF FACT:**

The claimant established a claim for benefits during the week of November 16, 2014. When the claimant initially applied, he did not provide the necessary documents the Department required to verify he was legally authorized to work in the United States. Later, the claimant provided the necessary documents. In an April 2 determination (reference 03) the Department verified the claimant provided the necessary proof to establish he was legally authorized to work in the United States. As a result, the Department held the claimant eligible to receive benefits as of November 16, 2014.

**REASONING AND CONCLUSIONS OF LAW:**

To be eligible to receive benefits, a claimant must be able to and available for work. Iowa Code § 96.4(3). This requires a claimant to provide the necessary documentation to establish that he is legally authorized to work in the United States. Based on an April 2, 2015 determination (reference 03) the issue the claimant appealed was resolved in his favor. As of November 16, 2014, the claimant is eligible to receive benefits.

**DECISION:**

The representative's December 9, 2014 determination (reference 01) is reversed by an April 2, 2015 determination (reference 03) that held the claimant eligible to receive benefits as of November 16, 2014.

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Debra L. Wise  
Administrative Law Judge

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Decision Dated and Mailed

dlw/pjs