

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**CRAIG DEAN**  
Claimant

**APPEAL NO. 08A-UI-02474-S2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 01/13/08 R: 01  
Claimant: Appellant (2)**

871 IAC 24.2(1)e – Failure to Report as Directed  
Section 96.4-3 – Work Search  
345 IAC 4.23(27) – Failure to Report

**STATEMENT OF THE CASE:**

The claimant filed a timely appeal from a representative's decision dated March 3, 2008, reference 01, which found the claimant ineligible for unemployment insurance benefits because he did not respond after being sent a notice to report to his local center. After due notice was issued, a hearing was held on March 27, 2008. The claimant participated in the hearing. Exhibit D-1 was received into evidence.

**ISSUE:**

The issue is whether the claimant is eligible to receive unemployment insurance benefits.

**FINDINGS OF FACT:**

The administrative law judge, having considered heard all the testimony and considered all of the evidence in the record, finds that: The Agency mailed a notice to report to the claimant which stated that the claimant's failure to register for work opportunities on or before February 27, 2008, would result in his disqualification for benefits. The claimant did not receive the notice and did not register.

**REASONING AND CONCLUSIONS OF LAW:**

For the following reasons the administrative law judge concludes the claimant did not report as directed for good cause.

871 IAC 24.2(1)e provides:

- e. In order to maintain continuing eligibility for benefits during any continuous period of unemployment, an individual shall report as directed to do so by an authorized representative of the department. If the individual has moved to another locality, the individual may register and report in person at a workforce development center at the time previously specified for the reporting.

The method of reporting and the payment of benefits, provided the individual is otherwise eligible, shall be on a biweekly basis by mail if the claimant files a Form 60-0151.

The method of reporting shall be weekly if a voice response continued claim is filed, unless otherwise directed by an authorized representative of the department. An individual who files a voice response continued claim will have the benefit payment automatically deposited weekly in the individual's financial institution's account or be paid by the mailing of a warrant on a biweekly basis.

In order for an individual to receive payment by direct deposit, the individual must provide the department with the appropriate bank routing code number and a checking or savings account number.

The department retains the ultimate authority to choose the method of reporting and payment.

The claimant was directed to register with the Agency on or before February 27, 2008. The claimant did not do so because he did not receive the notice. The claimant is not disqualified from receiving unemployment insurance benefits because he did not receive the Agency's notice of registration.

**DECISION:**

The representative's March 3, 2008 decision (reference 01) is reversed. The claimant is eligible to receive unemployment insurance benefits because he did not receive the Agency's call-in notice.

---

Beth A. Scheetz  
Administrative Law Judge

---

Decision Dated and Mailed

bas/css