

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

MEGAN M MARTIN
Claimant

APPEAL NO. 07O-UI-07794-LT

**ADMINISTRATIVE LAW JUDGE
DECISION**

CAMBRIDGE TEMPOSITIONS INC
Employer

**OC: 03/25/07 R: 03
Claimant: Respondent (2)**

Iowa Code § 96.5(1) – Voluntary Leaving
Iowa Code § 96.3(7) – Recovery of Benefit Overpayment

STATEMENT OF THE CASE:

The employer filed a timely appeal from the April 10, 2007, reference 01, decision that allowed benefits. After due notice was issued, a hearing was scheduled to be held on August 29, 2007. The employer did respond to the hearing notice. The claimant did not respond to the hearing notice and did not participate. Because the Employment Appeal Board did not vacate the original appeal decision number 07A-UI-04061-DW, that hearing record is adopted and incorporated herein.

ISSUE:

The issue is whether claimant quit the employment without good cause attributable to the employer and if so, whether she is overpaid benefits as a result.

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: Inasmuch as the decision was not vacated as a result of the Employment Appeal Board remand, the July 12, 2007 administrative law judge's findings of fact in appeal number 07A-UI-04061-DW is hereby adopted and incorporated herein as the findings of fact for appeal number 07O-UI-07794-LT.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes that inasmuch as the decision was not vacated as a result of the Employment Appeal Board remand, the July 12, 2007 administrative law judge's reasoning and conclusions of law in appeal number 07A-UI-04061-DW is hereby adopted and incorporated herein as the reasoning and conclusions of law for appeal number 07O-UI-07794-LT.

DECISION:

Inasmuch as the decision was not vacated as a result of the Employment Appeal Board remand, the July 12, 2007 administrative law judge's decision in appeal number 07A-UI-04061-DW is hereby adopted and incorporated herein as the decision for appeal number 07O-UI-07794-LT. Benefits are withheld and claimant is overpaid \$3,263.00.

Dévon M. Lewis
Administrative Law Judge

Decision Dated and Mailed

dml/kjw