

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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

**LOREN E SPOONER**  
Claimant

**APPEAL NO: 19A-UI-03525-JE-T**

**AMENDED  
ADMINISTRATIVE LAW JUDGE  
DECISION**

**AVENTURE STAFFING & PROFESSIONAL**  
Employer

**OC: 10/28/18  
Claimant: Appellant (6)**

Iowa Code section 96.5(1)j – Voluntary Leaving (Temporary Assignment)  
Iowa Code § 17A.12(3) - Default Decision  
871 IAC 26.14(7) - Dismissal of Appeal on Default

**STATEMENT OF THE CASE:**

The claimant filed a timely appeal from the April 25, 2019, reference 04, decision that denied benefits. The reference 04 decision was amended and declared null and void in a May 10, 2019, reference 05, decision. The Department then issued a new decision May 10, 2019, listing the employer's other name (All In A Day LLC 301755) in reference 06. There was no effect on the outcome of the decision. After due notice was issued, a hearing was held by telephone conference call before Administrative Law Judge Julie Elder on May 16, 2019. The claimant participated in the hearing. Cyd Fleckenstein, Chief Risk Officer and Vianca Avalos, Branch Manager, participated in the hearing on behalf of the employer. Employer's Exhibits 1 through 6 were admitted into evidence.

**ISSUE:**

The issue is whether the underlying decision should be effectively dismissed based upon the incorrect employer's name.

**FINDINGS OF FACT:**

The hearing notice contained the incorrect employer name. The April 25, 2019, reference 04, decision was declared null and void in the May 10, 2019, reference 05, decision. The issue of the claimant's separation and timely request for another job assignment will be addressed in the reference 06, decision.

**REASONING AND CONCLUSIONS OF LAW:**

The April 25, 2019, reference 04, decision contained the wrong employer name. The May 10, 2019, reference 05, decision declared it null and void. The May 13, 2019, reference 06, decision addresses the issue with the correct employer name (All In A Day LLC).

**DECISION:**

The representative's unemployment insurance decision dated April 25, 2019, (reference 04), is dismissed. The decision denying benefits to the claimant remains in effect and the decision containing the correct employer name will be addressed in the reference 06, decision.

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Julie Elder  
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Decision Dated and Mailed

je/rvs