

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

MARCELA MARSHALL
Claimant

APPEAL NO: 09A-EUCU-00500-ET

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 08-09-09
Claimant: Appellant (1)

P.L. 110-252 – Extended Unemployment Compensation Benefits

STATEMENT OF THE CASE:

The claimant filed a timely appeal from the November 20, 2009, reference 02, decision which held she did not qualify for extended unemployment compensation benefits. After due notice was issued, a hearing was held by telephone conference call before Administrative Law Judge Julie Elder on January 23, 2010. The claimant participated in the hearing.

ISSUE:

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

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The claimant filed a claim for regular unemployment insurance benefits effective August 9, 2009. She exhausted her maximum benefit amount with the week ending October 24, 2009. She filed a claim for extended unemployment benefits November 8, 2009. During the base period of the claimant's 2009, claim, the fourth quarter of 2008 through the fourth quarter of 2009, she had no earnings in any quarter.

REASONING AND CONCLUSIONS OF LAW:

In order to receive emergency unemployment benefits, the claimant had to have earnings of a specified amount during the base period of her claim effective August 9, 2009. Her total earnings during the base period had to equal at least one and one-half times the earnings during that quarter of the base period in which her wages were highest. The claimant did not have any earnings during her base period and consequently did not meet the requirement of earning at least one and one-half times the earnings during that quarter of the base period in which her wages were highest. Since the total of all wages was zero and that is less than one and one-half times the earnings from her highest quarter, the claimant is unfortunately not eligible to receive extended unemployment compensation.

DECISION:

The November 20, 2009, reference 02, decision is affirmed. The claimant is not eligible to receive extended unemployment compensation benefits, as she did not have the required earnings during the base period of her claim filed effective August 9, 2009.

Julie Elder
Administrative Law Judge

Decision Dated and Mailed

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