IOWA WORKFORCE DEVELOPMENT UNEMPLOYMENT INSURANCE APPEALS BUREAU

MORRIS Y WILLIAMS Claimant

APPEAL 21A-UI-03484-AD-T

ADMINISTRATIVE LAW JUDGE DECISION

IOWA WORKFORCE DEVELOPMENT DEPARTMENT

OC: 10/18/20 Claimant: Appellant (1)

Iowa Admin. Code r. 871-24.2(1)e – Notice to Report Iowa Admin. Code r. 871-24.6 – Reemployment Services and Eligibility Assessment

STATEMENT OF THE CASE:

On, January 19, 2021, Morris Williams (claimant/appellant) filed a timely appeal from the January 8, 2021 (reference 03) unemployment insurance decision that denied benefits because of a failure to report for a reemployment and eligibility assessment on January 6, 2021.

After due notice was issued, a telephone conference hearing was set for March 26, 2021. Claimant participated personally. The Department participated by RESEA Career Planner Jama Robinson.

Department's Exhibits 1-2 were admitted. Official notice was taken of the administrative record.

ISSUES:

Did the claimant fail to report as directed or offer a good cause reason for failure to do so?

FINDINGS OF FACT:

Having heard the testimony and having examined the evidence in the record, the administrative law judge finds:

Robinson verbally discussed the RESEA agreement with claimant during a phone call on December 17, 2020 and emailed it to him on that same date, along with information on how attend a required virtual workshop on December 23, 2020. Claimant did not report for the workshop. Robinson then called and emailed claimant, advising him that he could attend the workshop on January 6, 2021. Claimant did not report for the workshop at that time. Robinson did not hear from claimant after that time.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the January 8, 2021 (reference 03) unemployment insurance decision that denied benefits because of a failure to report for a reemployment and eligibility assessment on January 6, 2021 is AFFIRMED.

Iowa Admin. Code r. 871-24.2(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 shall be weekly if a voice response continued claim is filed, unless otherwise directed by an authorized representative of the department.¹ An individual who files a voice response continued claim will have the benefit payment automatically deposited weekly in the individual's account at a financial institution or be paid by the mailing of a warrant on a biweekly basis.

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

Claimant failed to report for the workshop as required. He is ineligible for benefits until he reports as required, provided he is otherwise eligible and not disqualified.

DECISION:

The January 8, 2021 (reference 03) unemployment insurance decision that denied benefits because of a failure to report for a reemployment and eligibility assessment on January 6, 2021 is AFFIRMED.

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Andrew B. Duffelmeyer Administrative Law Judge Unemployment Insurance Appeals Bureau 1000 East Grand Avenue Des Moines, Iowa 50319-0209 Fax (515) 478-3528

March 29, 2021 Decision Dated and Mailed

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¹ As of October 1, 2016, the agency requires all continued weekly claims to be filed online.

Note to Claimant:

If you disagree with this decision, you may file an appeal with the Employment Appeal Board by following the instructions on the first page of this decision. If this decision denies benefits, you may be responsible for paying back benefits already received.

Individuals who are disqualified from or are otherwise ineligible for <u>regular</u> unemployment insurance benefits but who are unemployed for reasons related to COVID-19 may qualify for Pandemic Unemployment Assistance (PUA). You will need to apply for PUA to determine your eligibility. Additional information on how to apply for PUA can be found at https://www.iowaworkforcedevelopment.gov/pua-information.