

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

TONY C WELCH
Claimant

APPEAL 16A-UI-11092-CL-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE DEVELOPMENT
DEPARTMENT**

**OC: 03/20/16
Claimant: Appellant (1)**

Iowa Code § 96.3(7) – Recovery of Benefit Overpayment

STATEMENT OF THE CASE:

The claimant appealed the October 5, 2016, (reference 05) unemployment insurance decision that concluded the claimant was overpaid unemployment insurance benefits in the amount of \$3783.00 for the nine-week period ending May 21, 2016, as a result of a disqualification decision based on employment with Stateline Trailers. A telephone hearing was scheduled and held on October 31, 2016, pursuant to due notice. The claimant participated.

ISSUE:

The issue is whether the representative's decision should be affirmed.

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The decision appealed has been amended by the reference 06 representative's decision.

REASONING AND CONCLUSIONS OF LAW:

Inasmuch as the agency reversed the decision prior to the hearing, there is no issue for the administrative law judge to adjudicate.

DECISION:

The October 5, 2016, (reference 05) unemployment insurance decision is reversed based on the reference 06 decision that amends it. Claimant was not overpaid benefits for the nine-week period ending May 21, 2016, based on his separation from employment with Stateline Trailers.

Christine A. Louis
Administrative Law Judge
Unemployment Insurance Appeals Bureau
1000 East Grand Avenue
Des Moines, Iowa 50319-0209
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Decision Dated and Mailed

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