

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**REBECCA L DYKSTRA**  
Claimant

**APPEAL NO: 09A-UI-03464-DT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 02/15/09**

**Claimant: Appellant (2)**

Section 96.4-3 - Active Search for Work

**STATEMENT OF THE CASE:**

Rebecca L. Dykstra (claimant) appealed a representative's February 25, 2009 decision (reference 01) that warned her that she had failed to make the minimum job contacts during the week ending February 21, 2009. A hearing notice was mailed to the claimant's last-known address of record for a telephone hearing to be held on March 31, 2009. Prior to the hearing being held, the administrative law judge determined that no hearing was necessary and a decision was made on the record. Based on a review of the information in the administrative file and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

**ISSUE:**

Is the work search warning issued to the claimant appropriate in this case?

**FINDINGS OF FACT:**

The claimant established a claim for unemployment insurance benefits effective February 15, 2009. She filed a weekly continued claim for the week ending February 21, 2009. When entering her job contact information, she entered "1." However, in fact she had made at least two contacts that week.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Code § 96.4-3 and 871 IAC 24.22(3) provide that a claimant must make a personal and diligent effort to find a job and that a claimant shall be ineligible for benefits for any period for which the Agency finds the individual failed to make an earnest and active search for work. The evidence establishes the claimant made multiple job contacts during the week ending February 21, 2009. Therefore, the warning issued to her in the representative's decision is not warranted.

**DECISION:**

The unemployment insurance decision dated February 25, 2009 (reference 01) is reversed. The claimant made an active search for work during the week ending February 21, 2009. Therefore, the warning issued to her was not warranted and shall be removed from her benefit history.

---

Lynette A. F. Donner  
Administrative Law Judge

---

Decision Dated and Mailed

ld/pjs