

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI	
RICHARD F BLASEN Claimant	APPEAL NO. 11A-UI-03817-M2T
IOWA WORKFORCE DEVELOPMENT DEPARTMENT	ADMINISTRATIVE LAW JUDGE DECISION
	OC: 03/13/11 Claimant: Appellant (1)

Section 96.4-3 – Able and Available

STATEMENT OF THE CASE:

Claimant filed an appeal from a decision of a representative dated March 22, 2011, reference 02, which warned the claimant to make a minimum of two job contacts per week. After due notice, a telephone conference hearing was scheduled for and held on April 16, 2011. Claimant did not participate, having failed to be available at the number provided.

ISSUE:

The issue in this matter is whether claimant is able and available for work.

FINDINGS OF FACT:

The administrative law judge, having considered all of the evidence in the record, finds: Claimant failed to make two job contacts for the week ending March 19, 2011, when required to do so.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.4-3 provides:

An unemployed individual shall be eligible to receive benefits with respect to any week only if the department finds that:

3. The individual is able to work, is available for work, and is earnestly and actively seeking work. This subsection is waived if the individual is deemed partially unemployed, while employed at the individual's regular job, as defined in section 96.19, subsection 38, paragraph "b", unnumbered paragraph 1, or temporarily unemployed as defined in section 96.19, subsection 38, paragraph "c". The work search requirements of this subsection and the disqualification requirement for failure to apply for, or to accept suitable work of section 96.5, subsection 3 are waived if the individual is not disqualified for benefits under section 96.5, subsection 1, paragraph "h".

Claimant failed to make two job contacts for the week ending March 19, 2011, when required to do so. Therefore, the warning decision was appropriate.

DECISION:

The decision of the representative dated March 22, 2011, reference 02, is affirmed. Claimant is warned to make a minimum of two job contacts for which benefits are claimed.

Stan McElderry
Administrative Law Judge

Decision Dated and Mailed

srm/kjw