

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**MARY P ELDREDGE**  
Claimant

**APPEAL NO. 16A-UI-09145-JTT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 12/13/15**  
**Claimant: Appellant (1)**

Iowa Code Section 96.5(1) – Voluntary Quit  
Iowa Code Section 96.6(2) – Timeliness of Appeal

**STATEMENT OF THE CASE:**

Mary Eldredge filed a timely appeal from the August 12, 2016, reference 06, decision that held she was overpaid \$908.00 in benefits for the three weeks between May 22, 2016 and June 11, 2016, based on an earlier decision that disqualified her for benefits in connection with her separation from Valley West Uniforms, Inc. After due notice was issued, a hearing was held on September 8, 2016. Ms. Eldredge participated. The hearing in this matter was consolidated with the hearing in Appeal Number 16A-UI-09144-JTT. Exhibits A, B and C and Department Exhibits D-1 and D-2 were received into evidence. The administrative law judge took official notice of the agency's record of benefits disbursed to Ms. Eldredge.

**ISSUE:**

Whether Ms. Eldredge was overpaid \$908.00 in benefits for the three weeks between May 22, 2016 and June 11, 2016.

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds: Mary Eldredge established an additional claim for benefits that was effective May 22, 2016 and received \$908.00 in benefits for the three weeks between May 22, 2016 and June 11, 2016.

On July 12, 2016, an Iowa Workforce Development representative entered the July 12, 2016, reference 04, decision that disqualified Mary Eldredge for benefits, based on an agency conclusion that Ms. Eldredge had voluntarily quit Valley West Uniforms, Inc. on May 25, 2016 without good cause attributable to the employer. The reference 04 decision prompted the overpayment decision from which Ms. Eldredge appeals in this matter. The July 12, 2016, reference 04, decision has been affirmed in Appeal Number 16A-UI-09144-JTT.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Code section 96.3(7) provides that if a claimant receives benefits and is deemed ineligible for the benefits, Workforce Development must recovery the benefits and the claimant must repay the benefits, even if the claimant was not at fault in receiving the benefits.

Because the July 12, 2016, reference 04, decision disqualified Ms. Eldredge for benefits in connection with her May 25, 2016 separation from Valley West Uniforms and because the reference 04 decision has been affirmed with no appeal, the \$908.00 in benefits that Ms. Eldredge received for the three weeks between May 22, 2016 and June 11, 2016 constitutes an overpayment of benefits. Ms. Eldredge must repay the benefits.

**DECISION:**

The August 12, 2016, reference 06, decision is affirmed. The claimant was overpaid \$908.00 in benefits for the three weeks between May 22, 2016 and June 11, 2016.

---

James E. Timberland  
Administrative Law Judge

---

Decision Dated and Mailed

jet/pjs