# BEFORE THE EMPLOYMENT APPEAL BOARD

# Lucas State Office Building Fourth floor Des Moines, Iowa 50319

:

MICHELE R CARDER

**HEARING NUMBER:** 10B-UI-14570

Claimant,

.

and

EMPLOYMENT APPEAL BOARD

DECISION

**PROGRESS INDUSTRIES** 

Employer.

#### NOTICE

**THIS DECISION BECOMES FINAL** unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT** IS FILED WITHIN **30 days** of the date of the Board's decision.

A REHEARING REQUEST shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

**SECTION:** 96.5-2-A

#### DECISION

## UNEMPLOYMENT BENEFITS ARE DENIED

## STATEMENT OF THE CASE:

The issue of timeliness was raised on appeal when the Claimant filed her appeal on November 2, 2009. The reason the Claimant filed her appeal at this time was because November 11 was a state holiday. Based on this circumstance, the Board has found the appeal to be timely.

The Claimant appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the

administrative law judge's decision is correct.	. The administrative	law judge's	Findings of Fac	t and
Reasoning and Conclusions of Law are adop	oted by the Board as	its own. Th	ne administrative	e law
judge's decision is <b>AFFIRMED</b> .				

John A. Peno	
Elizabeth L. Seiser	
Monique F. Kuester	

RRA/fnv