

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

---

**ANGELA WRIGHT**  
Claimant

**APPEAL 21A-UI-16378-AR-T**  
**ADMINISTRATIVE LAW JUDGE  
DECISION**

**MANOR CARE**  
Employer

**OC: 04/11/21**  
**Claimant: Appellant (4)**

---

Iowa Code § 96.5(2)a – Discharge for Misconduct  
Iowa Admin. Code r. 871—23.19 – Employer/Employee Relationship

**STATEMENT OF THE CASE:**

The claimant, Angela Wright, filed an appeal from the July 20, 2021, (reference 01) unemployment insurance decision that denied benefits based upon a determination that the putative employer, Manor Care, discharged claimant for failure to follow instructions in the performance of her job. The parties were properly notified of the hearing. A telephone hearing was held on September 16, 2021. The claimant participated personally. The employer did not respond to the hearing notice and did not participate. The administrative law judge now takes official notice of the administrative record.

**ISSUE:**

Did the claimant work for this employer?

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds:

The administrative record reflects that claimant never worked for the business entity Manor Care and has no wage records with this business entity. The correct employer is Heartland Employment Service (account number 627286-000). The actual employer, Heartland Employment Service, received the notice of claim and did not protest claimant's claim for benefits. Because claimant is not employed by Manor Care, it has no authority to protest her claim for benefits.

**REASONING AND CONCLUSIONS OF LAW:**

The administrative law judge has reviewed the records and files herein and concludes that the representative's decision shall be modified in favor of the appellant because claimant never performed services for this business entity either as an employee or as an independent contractor. Iowa Admin. Code r. 871—23.19.

Because the correct employer received notice of the claim and did not protest claimant's claim for benefits, this matter is not being remanded for further processing.

**DECISION:**

The July 20, 2021, (reference 01) unemployment insurance decision is modified in favor of the appellant as claimant never worked for this business entity. Benefits are allowed, provided claimant is otherwise eligible.



---

Alexis D. Rowe  
Administrative Law Judge

September 22, 2021  
Decision Dated and Mailed

ar/mh