

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**DENA D FARNSWORTH**  
Claimant

**APPEAL NO. 11A-UI-00417-A**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**TYSON RETAIL DELI MEATS INC**  
Employer

**OC: 08/15/10  
Claimant: Appellant (2)**

Section 96.5-2-a – Discharge

**STATEMENT OF THE CASE:**

Dena D. Farnsworth filed a timely appeal from two unemployment insurance decisions dated October 28, 2010, reference 01 and 02, that disqualified her for benefits. Inadvertently, the Appeals Bureau docketed the appeal as only being from reference 01. Reference 02 was a duplicate decision involving the same employer and same separation from employment. The only difference in the decisions was the use of a location code in the employer's account number. After due notice was issued, a hearing was held in Des Moines, Iowa, on January 7, 2011, with Ms. Farnsworth participating. Tyson Retail Deli Meats, Inc., the party that had requested the in-person hearing, did not appear for that hearing. The administrative law judge issued a decision in Appeal 10A-UI-15182-A on January 10, 2011. This decision utilizes the same hearing record.

**ISSUE:**

Was the claimant discharged for misconduct in connection with her employment?

**FINDINGS OF FACT:**

The findings of fact in Appeal 10A-UI-15182-A are incorporated herein by reference.

**REASONING AND CONCLUSIONS OF LAW:**

The reasoning and conclusions of law contained in Appeal 10A-UI-15182-A are incorporated herein by reference.

**DECISION:**

The unemployment insurance decision dated October 28, 2010, reference 02, is reversed. The claimant is entitled to receive unemployment insurance benefits, provided she is otherwise eligible.

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Dan Anderson  
Administrative Law Judge

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Decision Dated and Mailed

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