

**IOWA WORKFORCE DEVELOPMENT  
Unemployment Insurance Appeals Section  
1000 East Grand—Des Moines, Iowa 50319  
DECISION OF THE ADMINISTRATIVE LAW JUDGE  
68-0157 (7-97) – 3091078 - EI**

**AMY E KING  
#9C  
1540 SPYGLASS HILL NE  
CEDAR RAPIDS IA 52402**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**Appeal Number: 04A-UI-11194-AT  
OC: 08-29-04 R: 03  
Claimant: Appellant (2)**

**This Decision Shall Become Final**, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the **Employment Appeal Board, 4<sup>th</sup> Floor—Lucas Building, Des Moines, Iowa 50319.**

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to Workforce Development. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

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(Administrative Law Judge)

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(Decision Dated & Mailed)

871 IAC 24.6(6) – Reemployment Services

STATEMENT OF THE CASE:

Amy E. King filed a timely appeal from an unemployment insurance decision dated October 15, 2004, reference 05, which imposed an open-ended denial of benefits effective October 10, 2004 upon a finding that Ms. King had not established a justifiable reason for failing to participate in reemployment services. Due notice was issued for a telephone hearing to be held November 1, 2004. Ms. King elected to rely upon three letters submitted to the Agency, identified as Exhibits A, B and C.

FINDINGS OF FACT:

Having examined all matters of record, the administrative law judge finds: After receiving a letter on October 7, 2004, Amy E. King contacted Iowa Workforce Development to update her address. The Agency scheduled her for reemployment services on October 13, 2004 and sent the notice to her old address. Ms. King received the notification on October 17, 2004.

REASONING AND CONCLUSIONS OF LAW:

The question is whether the evidence establishes that Ms. King had a justifiable reason for failing to participate in reemployment services on October 13, 2004. She did. Even though she had provided an updated address to the Agency, the Agency sent the notice of the reemployment services to the former address. Benefits should be allowed under these circumstances.

DECISION:

The unemployment insurance decision dated October 15, 2004, reference 05, is reversed. The claimant is entitled to receive unemployment insurance benefits, provided she is otherwise eligible.

tjc/tjc