

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

**CHRISTINE SLAUSON**  
Claimant

**APPEAL 21A-UI-00816-CL-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**THE UNIVERSITY OF IOWA**  
Employer

**OC: 07/05/20**  
**Claimant: Appellant (6R)**

Iowa Code § 96.4(3) – Ability to and Availability for Work  
Iowa Admin. Code r. 871-24.23(26) – Able & Available – Availability Disqualifications  
Iowa Code § 96.1A(37) – Total and Partial Unemployment  
Iowa Code § 96.7(2)a(2) – Same Base Period Employment  
Iowa Admin. Code r. 871-26.8(1) – Dismissal of Appeal

**STATEMENT OF THE CASE:**

On December 1, 2020, the claimant filed an appeal from the November 24, 2020, (reference 02) unemployment insurance decision that denied benefits effective October 18, 2020. The parties were properly notified about the hearing. A telephone hearing was scheduled for February 11, 2021. Because the issue was resolved administratively in claimant's favor, no hearing was held.

**ISSUE:**

Was the matter resolved administratively in claimant's favor?

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds: Claimant was furloughed the one week ending July 11, 2020, the one week ending September 19, 2020, the one week ending October 17, 2020, and the one week ending November 21, 2020.

On October 1, 2020, Iowa Workforce Development issued a reference 01 decision allowing benefits effective July 5, 2020.

On November 24, 2020, Iowa Workforce Development issued a reference 02 decision denying benefits effective October 18, 2020.

On February 9, 2021, Iowa Workforce Development issued a reference 03 decision allowing benefits effective November 15, 2020.

Claimant filed weekly claims for the weeks she was furloughed.

Claimant was paid benefits for the week ending July 11, 2020, and the week ending September 19, 2020, but NOT for the week ending October 17, 2020, and the week ending November 21, 2020. Benefits have been allowed during those time periods. The weekly claims appear in KCCO, but not in DBRO. A technical error has occurred that has prevented release of the benefits to which claimant is entitled.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Admin. Code r. 871-26.8(1) provides:

(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief administrative law judge of the appeals bureau. Requests for withdrawal may be made in writing or orally, provided the oral request is tape-recorded by the presiding officer.

An appeal may be dismissed upon the request of a party or in the agency's discretion when the issue or issues on appeal have been resolved in the appellant's favor.

In this case, the decisions issued by Iowa Workforce Development prior and subsequent to claimant filing the appeal allow benefits for all of the weeks she was furloughed. Because the decisions issued were in claimant's favor, there is no issue for the administrative law judge to adjudicate.

There does appear to be an issue with claimant's benefits not being released. This matter will be remanded to the Benefits Bureau of Iowa Workforce Development to resolve that issue.

**DECISION:**

The appeal of the November 24, 2020, (reference 02) unemployment insurance decision is dismissed. Benefits are allowed for the weeks claimant was been furloughed. There is no issue for the administrative law judge to adjudicate.

**REMAND:**

This matter is remanded to the Benefits Bureau of Iowa Workforce Development. Claimant is allowed benefits during the week of October 17, 2020, and the week ending November 21, 2020 according to the ANDS decisions that have been issued. Claimant filed weekly claims for those weeks (as demonstrated in KCCO), but the weekly claims do not appear in DBRO. For some technical reason, benefit payments for these weeks have not been released to claimant. The Benefits Bureau should resolve that issue and release the benefit payments for the one week ending October 17, 2020, and the one week ending November 21, 2020, as soon as possible.



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Christine A. Louis  
Administrative Law Judge  
Unemployment Insurance Appeals Bureau  
1000 East Grand Avenue  
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February 22, 2021  
Decision Dated and Mailed

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Decision Dated and Mailed

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*Note to Claimant:* This decision determines you are not eligible for regular unemployment insurance benefits. If you disagree with this decision you may file an appeal to the Employment Appeal Board by following the instructions on the first page of this decision. Individuals who do not qualify for regular unemployment insurance benefits, but who are currently unemployed for reasons related to COVID-19 may qualify for Pandemic Unemployment Assistance (PUA). **You will need to apply for PUA to determine your eligibility under the program.** Additional information on how to apply for PUA can be found at <https://www.iowaworkforcedevelopment.gov/pua-information>.