

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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

YESICA I MADISON
Claimant

APPEAL NO. 18A-UCFE-00022-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE DEVELOPMENT
DEPARTMENT**

OC: 04/01/18
Claimant: Appellant (2)

Iowa Code Section 96.3(7) - Overpayment

STATEMENT OF THE CASE:

Yesica Madison filed a timely appeal from the April 26, 2018, reference 03, decision that held she was overpaid \$1,419.00 in unemployment insurance benefits for the three-week period of April 1-21, 2018, based on an earlier decision that disqualified her for benefits in connection with a March 28, 2018 disciplinary suspension from USPS Claims. After due notice was issued, a hearing was held on May 22, 2018. The hearing in this matter was consolidated with the hearing in Appeal Number 18A-UCFE-00021-JTT. Ms. Madison participated and presented additional testimony through Russell Madison. Exhibit A was received into evidence. The administrative law judge took official notice of the Agency's administrative record of benefits disbursed to the claimant.

ISSUE:

Whether Ms. Madison was overpaid \$1,419.00 in unemployment insurance benefits for the three-week period of April 1-21, 2018, based on an earlier decision that disqualified her for benefits in connection with a March 28, 2018 disciplinary suspension from USPS Claims.

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: Yesica Madison established an original claim for unemployment insurance benefits that was effective April 1, 2018. Ms. Madison received \$1,419.00 in unemployment insurance benefits for the three-week period of April 1-21, 2018. On April 25, 2018, an Iowa Workforce Development Benefits Bureau deputy entered a reference 02 decision that disqualified Ms. Madison for unemployment insurance benefits, based on the deputy's conclusion that Ms. Madison was suspended on March 28, 2018 for violation of a known company rule. The April 25, 2018, reference 02, disqualification decision prompted the overpayment decision from which Ms. Madison appeals in the present matter. The April 25, 2018, reference 02, disqualification decision has been reversed on appeal in Appeal Number 18A-UCFE-00021-JTT.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.3(7) provides that if a claimant receives benefits and is deemed ineligible for the benefits, Workforce Development must recover the benefits and the claimant must repay the benefits, even if the claimant was not at fault in receiving the benefits.

Ms. Madison received the benefits in question. Because the April 25, 2018, reference 02, disqualification decision that prompted the overpayment decision has been reversed on appeal, the administrative law judge concludes that Ms. Madison was not overpaid \$1,419.00 in unemployment insurance benefits for the three-week period of April 1-21, 2018.

DECISION:

The April 26, 2018, reference 03, decision is reversed. The claimant was not overpaid \$1,419.00 in unemployment insurance benefits for the three-week period of April 1-21, 2018.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/rvs