

**BEFORE THE
EMPLOYMENT APPEAL BOARD
Lucas State Office Building
Fourth floor
Des Moines, Iowa 50319**

JEREMY L KELLY

Claimant

and

WELLS FARGO BANK NA

Employer

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HEARING NUMBER: 17BUI-03002

**EMPLOYMENT APPEAL BOARD
DECISION**

NOTICE

THIS DECISION BECOMES FINAL unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT** IS FILED WITHIN **30 days** of the date of the Board's decision.

A REHEARING REQUEST shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

SECTION: 96.5-1

DECISION

UNEMPLOYMENT BENEFITS ARE DENIED

The Claimant appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. The administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED**.

The Claimant has requested this matter be remanded for a new hearing. The Employment Appeal Board finds the applicant did not provide good cause to remand this matter. Therefore, the remand request is **DENIED**.

An allegation of an unfair hearing was raised. However, a review of the record does not substantiate the Claimant's allegation. The Employment Appeal Board finds the administrative law judge properly conducted the hearing using the appropriate decorum in taking evidence from both parties regarding the

issues. The fact that the administrative law judge limited the Claimant's submission of evidence into the record only as that evidence was relevant to the issues is not indicative of an unfair hearing. Thus, the Board concludes the Claimant received a fair opportunity to present his case.

Kim D. Schmett

Ashley R. Koopmans

James M. Strohman

AMG/fnv