

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

BRYAN L MCCONNELL
Claimant

APPEAL NO. 13A-UI-06902-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

REMEDY INTELLIGENT STAFFING INC
Employer

OC: 12/23/12
Claimant: Appellant (1)

Section 96.4-3 - Able to and Available for Work

STATEMENT OF THE CASE:

The claimant appealed an unemployment insurance decision dated May 31, 2013, reference 02, that concluded the claimant was not eligible benefits. A telephone hearing was held on July 24, 2013. The parties were properly notified about the hearing. The claimant failed to participate in the hearing because he was unavailable at the number he provided. Mike Pfeiffer participated in the hearing on behalf of the employer.

ISSUE:

Was the claimant eligible for partial unemployment insurance benefits?

FINDINGS OF FACT:

The claimant filed an additional claim for unemployment insurance benefits effective May 12, 2013. His weekly benefit amount was \$138.00.

The claimant filed one weekly claim for the week ending May 18. He worked 16 hours and earned \$125.00 in wages for the week of May 12 to May 18, 2013. He could have worked full time that week. The employer had work available for him.

The claimant has continued to work full time for the employer since that time.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether the claimant is able to work, available for work, and earnestly and actively seeking work as required by the unemployment insurance law in Iowa Code § 96.4-3. In this case, the claimant has failed to show his hours were reduced. The employer presented evidence that there was full-time work available for the claimant. Benefits are denied effective May 12, 2013.

DECISION:

The unemployment insurance decision dated May 31, 2013, reference 02, is affirmed. The claimant is disqualified from receiving unemployment insurance benefits effective May 12, 2013.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

saw/pjs