

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**ALBERT K KENDOR SR**  
Claimant

**APPEAL NO. 11A-EUCU-00830-MT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 02/06/11  
Claimant: Appellant (1)**

Section 96.19-29-1-C – Qualification for Base Period Wages

**STATEMENT OF THE CASE:**

Claimant filed an appeal from a decision of a representative dated November 9, 2011, reference 07, which held claimant ineligible for unemployment insurance benefits. After due notice, a telephone conference hearing was scheduled for and held on December 14, 2011. Claimant participated personally. Exhibit A was admitted into evidence.

**ISSUE:**

The issue in this matter is whether claimant has total wages equal to 1 and ½ times the wages in the highest quarter and qualifies for extended unemployment benefits.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: Claimant has total wages of \$11,446.12 in the base period. The highest quarter is \$7,922.95 which when multiplied by 150% equals \$11,884.43.

**REASONING AND CONCLUSIONS OF LAW:**

The administrative law judge holds claimant does not have sufficient total wages. Claimant has not qualified for extended unemployment benefits.

Iowa Code § 96.29-1 provides:

Extended benefits.

Except when the result would be inconsistent with the other provisions of this chapter, as provided in rules of the department, the provisions of the law which apply to claims for or the payment of regular benefits shall apply to claims for, and the payment of, extended benefits.

1. Eligibility requirements for extended benefits. An individual is eligible to receive extended benefits with respect to a week of unemployment in the individual's eligibility period only if the department finds that all of the following conditions are met:

- a. The individual is an "exhaustee" as defined in this chapter.
- b. The individual has satisfied the requirements of this chapter for the receipt of regular benefits that are applicable to individuals claiming extended benefits, including not being subject to a disqualification for the receipt of benefits.
- c. The individual has been paid wages for insured work during the individual's base period in an amount at least one and one-half times the wages paid to the individual during that quarter of the individual's base period in which the individual's wages were highest.

**DECISION:**

The decision of the representative dated November 9, 2011, reference 07, is affirmed. Unemployment insurance benefits shall be withheld as claimant does not have sufficient wages in the base period to qualify for extended benefits.

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Marlon Mormann  
Administrative Law Judge

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Decision Dated and Mailed

mdm/pjs