

**IN THE IOWA ADMINISTRATIVE HEARINGS DIVISION  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**AMY E RYSDAM**  
Claimant

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**APPEAL 23A-UI-08140-DZ-T**  
**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 03/29/20**  
**Claimant: Appellant (2)**

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Iowa Code § 96.3(7) – Recovery of Benefit Overpayment  
Iowa Code § 96.5(8) – Disqualification – Administrative penalty

**STATEMENT OF THE CASE:**

Amy E. Rysdam, the claimant/appellant,<sup>1</sup> appealed the Iowa Workforce Development (IWD) August 14, 2023 (reference 09) unemployment insurance (UI) decision. IWD concluded that IWD overpaid Ms. Rysdam Lost Wage Assistance Payments (LWAP) benefits in the total gross amount of \$1,800.00 for 6 weeks between July 26, 2020 and September 5, 2020 because IWD concluded that bank records IWD subpoenaed showed these UI benefits were deposited into bank accounts controlled by Ms. Rysdam (also known as Amy Booth) from the UI claim of another claimant named Freel Rysdam, even though Freel Rysdam died on May 10, 2020. IWD further concluded that the overpayment was due to fraud and/or misrepresentation, but IWD did not assess any penalties for this overpayment. On August 24, 2023, the Iowa Department of Inspections, Appeals, and Licensing (DIAL), UI Appeals Bureau mailed a notice of hearing to Ms. Rysdam and IWD for a telephone hearing scheduled for September 8, 2023.

The undersigned administrative law judge held a telephone hearing on September 8, 2023. The undersigned heard Appeals 23A-UI-08136-DZ-T, 23A-UI-08137-DZ-T, 23A-UI-08138-DZ-T, 23A-UI-08139-DZ-T, 23A-UI-08140-DZ-T, and 23A-UI-08141-DZ-T together and created on hearing record. Ms. Rysdam participated in the hearing personally. IWD participated in the hearing through Ty Lysinger, investigator and Daniel Noonan, UI Benefits Program Manager. The undersigned took official notice of the administrative record and admitted Department's Exhibit 1-18 as evidence.

**ISSUES:**

Did IWD overpay Ms. Rysdam LWAP benefits between July 26, 2020 and September 5, 2020?  
Did IWD properly assess the penalties?

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<sup>1</sup> Claimant is the person who filed the UI claim with IWD. Appellant is the person or employer who filed the appeal.

## FINDINGS OF FACT:

Having reviewed the evidence in the record, the administrative law judge finds: Ms. Rysdam filed her initial UI claim on Thursday, April 2, 2020.<sup>2</sup> Ms. Rysdam entered her name, Amy E. Booth,<sup>3</sup> email, address amyerin22@yahoo.com,<sup>4</sup> and username, amyerin22.<sup>5</sup> IWD set the effective date of her claim as March 29, 2020, the Sunday of the week she filed her claim.<sup>6</sup> IWD set her weekly UI benefit amount at \$167.00.<sup>7</sup>

When Ms. Rysdam established her UI claim, she checked the box saying she agreed to read the IWD UI Handbook, and she read the handbook. The handbook includes instructions for properly filing claims and informs claimants that failure to follow the instructions could result in a denial or overpayment of benefits. The handbook also informs claimants that they should call IWD customer service for help if they do not understand the information in the handbook.

The handbook provides the following about reporting earnings:

Gross earnings or gross wages are your earnings before taxes or other payroll deductions are made. Earnings or wages must be reported on the weekly claim during the week the wages are earned, not when the wages are paid. Earnings must be reported even if you have not yet received the payment. To calculate the amount to report, multiply the number of hours you worked by your hourly wage.

Example: 10 hours X \$12.00/hour = \$120.00 in gross earnings

You should report the full gross amount of earnings and we will calculate any deductions. Deductions and/or earnings are calculated differently depending on the type of income. See the general guidelines on deductibility below.

The handbook also provides, in relevant part:

### Preparing to File a Weekly Claim

You should have the following information available when filing your weekly claim:

- SSN
- PIN
- Total amount of gross wages (before deductions) earned during the week
- Total amount of gross holiday pay, vacation and severance, if applicable

To file a weekly UI claim, a person must enter the claimant's full SSN and the claimant's personal identification number (PIN).

Ms. Rysdam filed weekly UI claims for 2 weeks – March 29, 2020 through April 4, 2020 and April 5-11, 2020.<sup>8</sup> Ms. Rysdam reported earning \$1.00 the week of March 29, 2020 through

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<sup>2</sup> Department's Exhibit 10.

<sup>3</sup> *Id.*

<sup>4</sup> Department's Exhibit 12.

<sup>5</sup> Department's Exhibit 10.

<sup>6</sup> Department's Exhibit 11.

<sup>7</sup> *Id.*

<sup>8</sup> *Id.*

April 4, 2020 and \$0.00 the week of April 5-11, 2020.<sup>9</sup> Each week Ms. Rysdam completed a weekly UI claim, she would see a screen that provided:

It is important that you answer all questions truthfully.

**WARNING:** Attempting to claim and receive unemployment insurance benefits by entering false information can result in loss of benefits, fines and imprisonment.

Before completing her weekly continued claim each week, Ms. Rysdam had to check a box that stated she understood this warning and wished to proceed.

IWD did not pay Ms. Rysdam UI benefits for either of the 2 weeks she filed UI claims.<sup>10</sup> On April 10, 2020, IWD mailed Ms. Rysdam a reference 02 UI decision. This decision denied Ms. Rysdam REGULAR (state) UI benefits as of March 29, 2020, the beginning of her 2020 claim year, because she had filed a UI claim in 2019 but she had not earned enough in wages since filing her 2019 claim.

Separately, on April 6, 2020, a UI claim was filed in the name of Amy M. Booth, but with Freel Rysdam's Social Security Number (SSN) and date of birth.<sup>11</sup> Freel Rysdam was Ms. Rysdam's husband at the time, Booth was Ms. Rysdam's last name before marriage, but M is not the first initial of Ms. Rysdam's middle name. IWD did not catch this name/SSN/date of birth mismatch because IWD had loosened its security protocols due to the COVID-19 pandemic so IWD could process claims more quickly.

The email address listed on this claim is amyerin22@gmail.com,<sup>12</sup> and the username is listed as freelrysdam36.<sup>13</sup> The mailing address listed on this claim was the same as the mailing address initially listed on Ms. Rysdam's claim.<sup>14</sup> IWD set the effective date of this claim as April 5, 2020, the Sunday of the week this claim was filed.<sup>15</sup> IWD set the weekly UI benefit amount on this claim at \$500.00.<sup>16</sup>

The same day, April 6, 2020, Bank of America, (BOA), IWD's debit card vendor, mailed a debit card to Amy M. Booth at the address on UI claim with that name, which is also Ms. Rysdam's address.<sup>17</sup> Ms. Rysdam saw the BOA debit at some point. On April 14, 2020, Freel Rysdam went to the IWD local office, and IWD changed the name on his UI claim from Amy M. Booth to Freel Rysdam.<sup>18</sup> Ms. Rysdam went with her husband to this appointment.

In relevant part, someone filed weekly UI claims on Freel Rysdam's account for 6 weeks between July 26, 2020 and September 5, 2020, and reported earning \$0.00 each week for all 4 weeks.<sup>19</sup> IWD paid out REGULAR (state) UI benefits on the claim.<sup>20</sup> IWD also paid out LWAP

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<sup>9</sup> *Id.*

<sup>10</sup> *Id.*

<sup>11</sup> Department's Exhibit 3.

<sup>12</sup> Department's Exhibit 9.

<sup>13</sup> Department's Exhibit 3.

<sup>14</sup> *Id.* and Department's Exhibit 10.

<sup>15</sup> Department's Exhibit 4.

<sup>16</sup> *Id.*

<sup>17</sup> Department's Exhibit 13.

<sup>18</sup> Department's Exhibit 9.

<sup>19</sup> Department's Exhibits 4 and 5.

<sup>20</sup> Department's Exhibit 4.

benefits in the total gross amount of \$300.00 each week for all 6 weeks to the BOA debit card issued to Amy M. Booth.<sup>21</sup>

The Lost Wage Assistance Program was created by presidential Executive Order 8, signed on August 8, 2020. To receive LWAP benefits in any given week, a claimant must be eligible to receive at least \$100.00 in unemployment benefits per week, and self-certify that they are unemployed or partially unemployed as a result of the COVID-19 pandemic.

IWD switched debit card vendors effective January 2, 2021 from BOA to U.S. Bank.<sup>22</sup> That meant IWD no longer sent UI benefits to BOA debit cards but to U.S. Bank debit cards. On March 29, 2021, someone changed the phone number on Freel Rysdam's UI account.<sup>23</sup> Three days later, on April 1, 2021, someone logged into Freel Rysdam's UI account and changed the payment method from the IWD U.S. Bank debit card to a checking account at South Ottumwa Savings Bank.<sup>24</sup> This change was effective as of March 28, 2021.<sup>25</sup>

In May 2021, the Iowa State Auditor (State Auditor) notified IWD that the Social Security Administration (SSA) had notified the State Auditor that Freel Rysdam had died on May 10, 2020.<sup>26</sup> Since IWD had paid out UI benefits on Freel Rysdam's claim, Mr. Lysinger began an identity theft investigation.<sup>27</sup> Mr. Lysinger confirmed Freel Rysdam's death via a specialized Lexis Nexis search and from an online obituary from the Reece Funeral Home in Ottumwa, Iowa.<sup>28</sup> Mr. Lysinger reviewed Ms. Rysdam and Freel Rysdam's UI claims.<sup>29</sup> He noticed similarities between Ms. Rysdam's UI claim and Freel Rysdam's UI claim: same initial mailing address, similar email addresses, and the name Amy M. Booth initially listed on Freel Rysdam's UI claim.<sup>30</sup> He saw that someone had filed weekly UI claims on Freel Rysdam's claim for many weeks after Freel Rysdam's death.<sup>31</sup> He also saw the April 1, 2021 change of payment method on Freel's UI claim.<sup>32</sup> Mr. Lysinger concluded that Freel Rysdam's claim did not appear to have been hijacked.<sup>3334</sup>

On June 14, 2021, Mr. Lysinger called the number listed on Freel Rysdam's UI claim.<sup>35</sup> Ms. Rysdam answered, verified her identity, and stated that Freel Rysdam was her husband.<sup>36</sup> Ms. Rysdam confirmed that she had filed a UI claim in 2020, and told Mr. Lysinger that she had helped Freel Rysdam file a UI claim in 2020.<sup>37</sup> Ms. Rysdam also stated that she had filed about two weekly UI claims on Freel's claim after his death, and that she had moved out of state about one month before Freel died.<sup>38</sup> Ms. Rysdam denied having had, or currently having, a debit

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<sup>21</sup> Department's Exhibit 7 and 15.

<sup>22</sup> Department's Exhibit 1.

<sup>23</sup> Department's Exhibit 9.

<sup>24</sup> Department's Exhibit 8.

<sup>25</sup> Department's Exhibit 1.

<sup>26</sup> *Id.*

<sup>27</sup> *Id.*

<sup>28</sup> *Id.* and Department's Exhibits 2.

<sup>29</sup> *Id.*

<sup>30</sup> *Id.*

<sup>31</sup> *Id.*

<sup>32</sup> *Id.*

<sup>33</sup> Department's Exhibit 1.

<sup>34</sup> *Id.*

<sup>35</sup> *Id.*

<sup>36</sup> *Id.*

<sup>37</sup> *Id.*

<sup>38</sup> *Id.*

card on which IWD paid UI benefits on Freel Rysdam's claim.<sup>39</sup> Ms. Rysdam ended the call because she felt that Mr. Lysinger was accusing her of UI fraud.<sup>40</sup>

The day after the call, Mr. Lysinger reviewed the records more and saw the March 29, 2021 phone number change on Freel's UI claim.<sup>41</sup> Mr. Lysinger again concluded that Freel Rysdam's claim did not appear to have been hijacked.<sup>42</sup>

Over a year later, on August 18, 2022, IWD subpoenaed South Ottumwa Savings Bank records from March 28, 2021 through April 3, 2021 for the account where UI benefits for Freel Rysdam's UI claim was directed as of April 1, 2021.<sup>43</sup> The records showed the account is a checking account that has been co-owned by Ms. Rysdam and Freel Rysdam since December 1, 2017.<sup>44</sup> The records also showed two deposits of UI benefits from IWD, both on April 9, 2021 – one for \$285.00 and one for \$475.00.<sup>45</sup>

At some point, IWD subpoenaed bank records from BOA for the BOA debit card issued in the name of Amy M. Booth. On July 20, 2023, BOA provided IWD with records showing that on July 10, 2023 it had searched for records for the Amy M. Booth BOA debit card for the time period July 5, 2020 through January 1, 2021.<sup>46</sup> These records showed the BOA debit card was issued in the name of Amy M. Booth, and mailed to the address initially listed on both Ms. Rysdam and Freel Rysdam's UI claims.<sup>47</sup> The records also showed transactions from September 4, 2020 through January 1, 2021, including UI benefits deposited onto the debit card at various dates.<sup>48</sup>

On August 3, 2023, Mr. Lysinger mailed Ms. Rysdam a notice of audit.<sup>49</sup> The notice informed Ms. Rysdam that IWD potentially overpaid her UI benefits in the total gross amount of \$26,980.00 for 47 weeks between May 10, 2020 and April 3, 2021 because she filed weekly UI claims on a deceased person's UI claim.<sup>50</sup> The notice also informed Ms. Rysdam that IWD scheduled a telephone interview for August 10, 2023 at 9:00 a.m. to discuss the matter with her.<sup>51</sup> The notice further informed Ms. Rysdam that she may provide information to IWD about the matter, and if she did not participate in the interview IWD would issue a decision(s) using the information IWD already had, including potentially disqualifying her from the UI benefits IWD had already paid and future UI benefits.<sup>52</sup> Finally, the notice informed Ms. Rysdam that if IWD concluded that it had overpaid her, IWD may assess a 15 percent penalty to the overpayment, disqualify her from receiving future UI benefits and/or other consequences, as provided by Iowa law.<sup>53</sup> In the same mailing, Mr. Lysinger also sent Ms. Rysdam the BOA bank records, the South Ottumwa Savings Bank bank records, IWD information about her UI claim and IWD

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<sup>39</sup> *Id.*

<sup>40</sup> *Id.*

<sup>41</sup> *Id.*

<sup>42</sup> *Id.*

<sup>43</sup> Department's Exhibit 14.

<sup>44</sup> *Id.*

<sup>45</sup> *Id.*

<sup>46</sup> Department's Exhibit 13.

<sup>47</sup> *Id.*

<sup>48</sup> *Id.*

<sup>49</sup> Department's Exhibit 16.

<sup>50</sup> *Id.*

<sup>51</sup> *Id.*

<sup>52</sup> *Id.*

<sup>53</sup> *Id.*

information about Freel Rysdam's UI claim.<sup>54</sup> On August 7, 2023, Mr. Lysinger emailed Ms. Rysdam the notice and the documents he had mailed to her.<sup>55</sup>

Ms. Rysdam received the notice and documents and called Mr. Lysinger on August 10, 2023.<sup>56</sup> Ms. Rysdam stated at the beginning of the call that she did not understand what the documents were about.<sup>57</sup> Mr. Lysinger explained that they spoke on June 14, 2021 about the UI benefits paid on her husband's UI claim after her husband had died.<sup>58</sup> Mr. Lysinger told Ms. Rysdam that his notes from June 2021 showed that Ms. Rysdam said she had helped her husband file his UI claim, and she had filed two weekly UI claims on her husband's claim after he died.<sup>59</sup> Ms. Rysdam denied that she made these statements in June 2021 and she denied ever accessing her husband's UI claim.<sup>60</sup> Ms. Rysdam stated her husband was physically, mentally, and economically abusive to her, he controlled all of their finances, and he would never give her access to his UI claim.<sup>61</sup>

Ms. Rysdam also stated that she and her husband noticed that his claim was filed under the name Amy Booth and they went to the IWD local office to change the name on his UI claim.<sup>62</sup> Ms. Rysdam confirmed that she had an account at South Ottumwa Savings Bank, but stated that the account was closed years ago.<sup>63</sup> Ms. Rysdam denied changing her husband's UI claim so that UI payment went to the South Ottumwa Savings Bank account, and she denied knowing who made the change.<sup>64</sup> Ms. Rysdam denied knowing where the BOA debit card is, and she again denied accessing her husband's UI claim.<sup>65</sup>

Based on the investigation and the interview with Ms. Rydam, Mr. Lysinger concluded that Ms. Rysdam fraudulently filed weekly UI claims under her husband's UI claim and fraudulently collected UI benefits paid out to her husband after her husband died.<sup>66</sup> Mr. Lysinger concluded that Ms. Rysdam collected LWAP benefits for 6 weeks between July 26, 2020 and September 5, 2020 in the total gross amount of \$1,800.00 (\$300.00 in LWAP benefits x 6 weeks).<sup>67</sup> IWD ostensibly imposed a 15 percent administrative penalty due to misrepresentation.<sup>68</sup> IWD also ostensibly imposed an administrative penalty in the 36 calendar months following the last week IWD concluded Ms. Rysdam engaged in misrepresentation.<sup>69</sup>

Ms. Rysdam denies knowing her late husband's SSN, filing weekly UI claim on his UI claim, or receiving the UI benefits IWD paid out on his claim. Ms. Rysdam also denies knowing where the BOA debit card is, or what happened to it. Ms. Rysdam never closed the South Ottumwa Savings Bank account, but she assumed it was closed because she had not used it in a few years. Ms. Rysdam explains that she was confused and misspoke when, in June 2021, she told

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<sup>54</sup> *Id.*

<sup>55</sup> Department's Exhibit 1.

<sup>56</sup> *Id.*

<sup>57</sup> *Id.*

<sup>58</sup> *Id.*

<sup>59</sup> *Id.*

<sup>60</sup> *Id.*

<sup>61</sup> *Id.*

<sup>62</sup> *Id.*

<sup>63</sup> *Id.*

<sup>64</sup> *Id.*

<sup>65</sup> *Id.*

<sup>66</sup> *Id.*

<sup>67</sup> Department's Exhibit 15.

<sup>68</sup> Department's Exhibit 17.

<sup>69</sup> *Id.*

Mr. Lysinger that she filed two weekly UI claims on her husband's account after his death. Ms. Rysdam filed two weekly UI claims on her own claim. Ms. Rysdam argues that all penalties should be removed because she did not engage in fraud or misrepresentation.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow, the administrative law judge concludes IWD has not established Ms. Rysdam filed weekly UI claims on Freel Rysdam's account or received the LWAP benefits IWD paid on Freel Rysdam's claim for 6 weeks between July 26, 2020 and September 5, 2020.

Iowa Code section 96.3(7) provides, in relevant part:

7. Recovery of overpayment of benefits.

a. If an individual receives benefits for which the individual is subsequently determined to be ineligible, even though the individual acts in good faith and is not otherwise at fault, the benefits shall be recovered. The department in its discretion may recover the overpayment of benefits either by having a sum equal to the overpayment deducted from any future benefits payable to the individual or by having the individual pay to the department a sum equal to the overpayment.

Iowa Code section 96.5(8) provides:

Administrative penalty. If the department finds that, with respect to any week of an insured worker's unemployment for which such person claims credit or benefits, such person has, within the thirty-six calendar months immediately preceding such week, with intent to defraud by obtaining any benefits not due under this chapter, willfully and knowingly made a false statement or misrepresentation, or willfully and knowingly failed to disclose a material fact; such person shall be disqualified for the week in which the department makes such determination, and forfeit all benefit rights under the unemployment compensation law for a period of not more than the remaining benefit period as determined by the department according to the circumstances of each case. Any penalties imposed by this subsection shall be in addition to those otherwise prescribed in this chapter.

Iowa Code section 96.16(4)(a) and (b) provide in part:

4. Misrepresentation.

a. An individual who, by reason of the nondisclosure or misrepresentation by the individual or by another of a material fact, has received any sum as benefits under this chapter while any conditions for the receipt of benefits imposed by this chapter were not fulfilled in the individual's case, or while the individual was disqualified from receiving benefits, shall, be liable to repay to the department for the unemployment compensation fund, a sum equal to the amount so received by the individual. If the department seeks to recover the amount of the benefits by having the individual pay to the department a sum equal to that amount, the department may file a lien with the county recorder in favor of the state on the individual's property and rights to property, whether real or personal. The amount of the lien shall be collected in a manner similar to the provisions for the collection of past-due contributions in section 96.14, subsection 3.

b. The department shall assess a penalty equal to fifteen percent of the amount of a fraudulent overpayment. The penalty shall be collected in the same manner as the overpayment. The penalty shall be added to the amount of any lien filed pursuant to paragraph "a" and shall not be deducted from any future benefits payable to the individual under this chapter. Funds received for overpayment penalties shall be deposited in the unemployment trust fund.

Iowa Admin. Code r. 871-25.1 provides:

"Fraud" means the intentional misuse of facts or truth to obtain or increase unemployment insurance benefits for oneself or another or to avoid the verification and payment of employment security taxes; a false representation of a matter of fact, whether by statement or by conduct, by false or misleading statements or allegations; or by the concealment or failure to disclose that which should have been disclosed, which deceives and is intended to deceive another so that they, or the department, shall not act upon it to their, or its, legal injury.

...

"Misrepresentation" means to give misleading or deceiving information to or omit material information; to present or represent in a manner at odds with the truth.

IWD law gives IWD authority to impose a 15 percent penalty for fraudulent overpayments. Iowa law also gives IWD authority to impose an administrative penalty when IWD determines that a claimant has, within the thirty-six previous calendar months, willfully and knowingly failed to disclose a material fact with the intent to obtain unemployment benefits to which the individual is not entitled.

In this case, Ms. Rysdam did not receive any UI benefits on her own claim, so IWD did not overpay Ms. Rysdam on her claim. IWD has not established that Ms. Rysdam had any intent to misrepresent information when she filed weekly UI claims on her UI claim.

As for UI benefits IWD paid out on Freel Rysdam's UI claim, IWD, understandably, investigated this matter to figure out who filed and received UI benefits on a dead person's UI claim. IWD has established that someone filed weekly UI claim and received LWAP benefits in the total gross amount of \$1,800.00 for 6 weeks between July 26, 2020 and September 5 2020. IWD, however, has not established that Ms. Rysdam is that person. The fact that Ms. Rysdam and her now deceased husband listed the same address on their UI claims, listed similar email addresses on their UI claims, or that she used his phone number after he died does not establish that Ms. Rysdam filed or obtained UI benefits on her husband's account. Ms. Rysdam has consistently denied having access to, using, or having any knowledge about the location of the BOA debit card where IWD sent the LWAP benefits. Ms. Rysdam has also sufficiently explained her filing of two weekly claims in 2020: she filed the weekly claims on her UI claim not her husband's claim.

IWD has not established that Ms. Rysdam filed weekly UI claims between July 26 2020 and September 5, 2020 on her husband's UI claim. Nor has IWD established that Ms. Rysdam received LWAP benefits for these weeks. IWD did not overpay Ms. Rysdam LWAP benefits in the total gross amount of \$1,800.00 for six weeks between July 26, 2020 and September 5, 2020.



**DECISION:**

The August 14, 2023 (reference 09) UI decision is REVERSED. IWD did not overpay Ms. Rysdam LWAP benefits in the total gross amount of \$1,800.00 between July 26, 2020 and September 5, 2020. Ms. Rysdam is not required to repay these benefits.



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Daniel Zeno  
Administrative Law Judge

September 19, 2023  
Decision Dated and Mailed

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**APPEAL RIGHTS.** If you disagree with this decision, you or any interested party may:

1. Appeal to the Employment Appeal Board within fifteen (15) days of the date under the judge's signature by submitting a written appeal via mail, fax, or online to:

**Employment Appeal Board  
4<sup>th</sup> Floor – Lucas Building  
Des Moines, Iowa 50319  
Fax: (515)281-7191  
Online: [eab.iowa.gov](http://eab.iowa.gov)**

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

AN APPEAL TO THE BOARD SHALL STATE CLEARLY:

- 1) The name, address, and social security number of the claimant.
- 2) A reference to the decision from which the appeal is taken.
- 3) That an appeal from such decision is being made and such appeal is signed.
- 4) The grounds upon which such appeal is based.

An Employment Appeal Board decision is final agency action. If a party disagrees with the Employment Appeal Board decision, they may then file a petition for judicial review in district court.

2. If no one files an appeal of the judge's decision with the Employment Appeal Board within fifteen (15) days, the decision becomes final agency action, and you have the option to file a petition for judicial review in District Court within thirty (30) days after the decision becomes final. Additional information on how to file a petition can be found at Iowa Code §17A.19, which is online at <https://www.legis.iowa.gov/docs/code/17A.19.pdf> or by contacting the District Court Clerk of Court <https://www.iowacourts.gov/iowa-courts/court-directory/>.

**Note to Parties:** YOU MAY REPRESENT yourself in the appeal or obtain a lawyer or other interested party to do so provided there is no expense to Workforce Development. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds.

**Note to Claimant:** It is important that you file your weekly claim as directed, while this appeal is pending, to protect your continuing right to benefits.

**SERVICE INFORMATION:**

A true and correct copy of this decision was mailed to each of the parties listed.

**DERECHOS DE APELACIÓN.** Si no está de acuerdo con la decisión, usted o cualquier parte interesada puede:

1. Apelar a la Junta de Apelaciones de Empleo dentro de los quince (15) días de la fecha bajo la firma del juez presentando una apelación por escrito por correo, fax o en línea a:

**Employment Appeal Board  
4th Floor – Lucas Building  
Des Moines, Iowa 50319  
Fax: (515)281-7191  
En línea: eab.iowa.gov**

El período de apelación se extenderá hasta el siguiente día hábil si el último día para apelar cae en fin de semana o día feriado legal.

UNA APELACIÓN A LA JUNTA DEBE ESTABLECER CLARAMENTE:

- 1) El nombre, dirección y número de seguro social del reclamante.
- 2) Una referencia a la decisión de la que se toma la apelación.
- 3) Que se interponga recurso de apelación contra tal decisión y se firme dicho recurso.
- 4) Los fundamentos en que se funda dicho recurso.

Una decisión de la Junta de Apelaciones de Empleo es una acción final de la agencia. Si una de las partes no está de acuerdo con la decisión de la Junta de Apelación de Empleo, puede presentar una petición de revisión judicial en el tribunal de distrito.

2. Si nadie presenta una apelación de la decisión del juez ante la Junta de Apelaciones Laborales dentro de los quince (15) días, la decisión se convierte en acción final de la agencia y usted tiene la opción de presentar una petición de revisión judicial en el Tribunal de Distrito dentro de los treinta (30) días después de que la decisión adquiera firmeza. Puede encontrar información adicional sobre cómo presentar una petición en el Código de Iowa §17A.19, que se encuentra en línea en <https://www.legis.iowa.gov/docs/code/17A.19.pdf> o comunicándose con el Tribunal de Distrito Secretario del tribunal <https://www.iowacourts.gov/iowa-courts/court-directory/>.

**Nota para las partes:** USTED PUEDE REPRESENTARSE en la apelación u obtener un abogado u otra parte interesada para que lo haga, siempre que no haya gastos para Workforce Development. Si desea ser representado por un abogado, puede obtener los servicios de un abogado privado o uno cuyos servicios se paguen con fondos públicos.

**Nota para el reclamante:** es importante que presente su reclamo semanal según las instrucciones, mientras esta apelación está pendiente, para proteger su derecho continuo a los beneficios.

**SERVICIO DE INFORMACIÓN:**

Se envió por correo una copia fiel y correcta de esta decisión a cada una de las partes enumeradas.