

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

KAREN J HALTER
Claimant

APPEAL NO. 09A-UI-15118-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

**Original Claim: 05/24/09
Claimant: Appellant (2)**

Section 96.4-3 – Work Search

STATEMENT OF THE CASE:

Karen J. Halter (claimant) appealed a representative's September 29, 2009 decision (reference 01) that issued her a warning for failing to make two job contacts for the week ending September 26, 2009. A hearing was held on November 9, 2009. The claimant participated in the hearing. Based on the evidence, the arguments of the claimant, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

ISSUE:

Did the claimant make an active work search for the week ending September 26, 2009?

FINDINGS OF FACT:

The claimant established a claim for unemployment insurance benefits during the week of May 24, 2009. She understood that each week she filed a claim for unemployment insurance benefits, she was required to make a minimum of two job contacts. During the week ending September 26, 2009, the claimant made a minimum of two job contacts.

The claimant filed a claim for the week ending September 26, 2009, over the Internet. When the claimant filed this weekly claim, she inadvertently reported she had only made one job contact instead of two.

REASONING AND CONCLUSIONS OF LAW:

Before a claimant is considered eligible to receive weekly unemployment insurance benefits, she must make an active search for work. Iowa Code § 96.4-3. The administrative rule states an individual shall be ineligible for benefits for any period for which the department finds the individual failed to make an earnest and active search for work. An individual must make a sincere effort to find a job. 871 IAC 24.22(3).

The evidence indicates the claimant actively looked for work during the week ending September 26, 2009. Therefore, the warning issued to her in the representative's September 29, 2009 decision is not warranted.

DECISION:

The representative's September 29, 2009 decision (reference 01) is reversed. The claimant made an active search for work during the week ending September 26, 2009. Therefore, the warning issued to her for failing to make an active work search for the week ending September 26 was not warranted and shall be removed from her benefit history.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/kjw