

IN THE COURT OF APPEALS OF IOWA

51

BARBARA L. HIGGINS,)

Petitioner-Appellant,)

vs.)

IOWA DEPARTMENT OF JOB SERVICE)
and UNITED PARCEL SERVICE,)

Respondents-Appellees.

Filed January 24, 1984

CLERK SUPREME COURT

3-442
83-849

Appeal from the Iowa District Court for Polk County - J. P. Denato, Judge.

Petitioner appeals from the district court decision on judicial review affirming the decision of respondent agency disqualifying her from receipt of unemployment benefits. AFFIRMED BY OPERATION OF LAW.

Robert C. Oberbillig, Des Moines, Iowa, for petitioner-appellant.

Blair H. Dewey, Des Moines, Iowa, Walter F. Maley, Des Moines, Iowa, and Edmund Schlak, Jr., Des Moines, Iowa, for respondents-appellees.

Heard by Donielson, P.J., Hayden, and Sackett, JJ., but considered en bank.

PER CURIAM

Claimant appeals from the district court decision affirming respondent-agency's decision denying her unemployment benefits. Three judges would affirm the decision of the district court and three would reverse. Pursuant to Iowa Code section 684.36(1), the decision of the district court is affirmed by operation of law.

AFFIRMED BY OPERATION OF LAW.