



## Protesting Fraudulent Unemployment Claims

On September 19, 2020, the EDD released a statement suspending all unemployment claims for (2) weeks, in part due to the volume of fraudulent unemployment claims. **Fraudulent claims can deplete the reserves in your state unemployment account and drive up your contribution rate if they remain uncontested.**

If you have received a fraudulent claim, UCON has prepared the following guidelines to minimize your exposure:

- **Address the claim as soon as possible**, preferably within 48 hours of receiving it
- **Explain your circumstances.** The following letter will help assist you with your case. Include a copy of the original claim form with your correspondence so the EDD may more easily process your case
- **Keep the envelope that the claim came in.** Employers have 10 business days from the mail date on the claim to respond to DE1326ER. Some DE 1545 claims will be received long after the Ruling Request postmark deadline. Due to COVID and recent mail delays, this is common. If you can provide the EDD with a copy of the postmarked envelope, it will be difficult for them not to grant an extension on your response. Keep the envelope with your protest case records.
- **If the claimant voluntarily terminated**, provide the EDD with a copy of the claimant's signed resignation and/or voluntary termination form
- **If you have received a fraudulent DE 1545**, you will want to send your response to the Authorization Center on the upper left-hand corner of the form, AND to EDD Benefit Claims:  
Employment Development Department  
Benefit Claims Section, MIC 16  
PO Box 826880  
Sacramento, CA 94280-0001
- **Mail your protest letter and documentation either certified or Priority Mail.** Keep a copy of any tracking and/or return receipts with your copy of the claim. Providing evidence that you addressed the claim quickly after you received will help you if the EDD further refutes your case based on timing issues (which is common).

Employment Development Department

[insert address on DE 1326ER, DE 1101CZ, or DE 1545]

[Date]

RE: [Claimant Name]

Dear Reader,

We are in receipt of your letter dated XX.XX.XX, a copy of which is attached. We did not receive your letter until XX.XX.XX. Attached is a copy of the envelope we received it in, postmarked XX.XX.XX.

This claim is erroneous or fraudulent for the following reason:

- The claimant has never worked for [your company name]
- The claimant voluntarily terminated their employment on XX.XX.XX. Evidence of voluntary termination is enclosed
- The claimant is still employed by [your company name], and did not file any such claim with the EDD

We respectfully request an extension for our response consistent with the timing in which we received your form, and that this claim be denied and investigated for fraudulent activity.

If you have any questions, or require additional information, please do not hesitate to contact me.

Kind Regards,

[Signer Name]

[Signer Title]

[Signer email]

[Signer phone]