

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**CHANDI K RAMIREZ**  
Claimant

**APPEAL NO. 11A-UI-02541-SWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**PINNACLE HEALTH FACILITIES XVII L**  
Employer

**OC: 01/09/11**  
**Claimant: Appellant (4)**

Section 96.5-1 - Voluntary Quit

**STATEMENT OF THE CASE:**

The claimant appealed an unemployment insurance decision dated February 25, 2011, reference 04, that concluded she was discharged . A telephone hearing was held on March 28, 2011. The parties were properly notified about the hearing. The claimant failed to participate in the hearing. Becky Booth participated in the hearing on behalf of the employer.

**ISSUES:**

Did the claimant voluntarily quit employment without good cause attributable to the employer?

Has the claimant requalified for benefits since her separation from the employer?

**FINDINGS OF FACT:**

The claimant worked full time for the employer as a housekeeper from July 1, 2010, to August 30, 2010. She was informed and understood that under the employer's work rules, employees were required to notify the employer if they were not able to work as scheduled and would be considered to have quit employment after three days of absence without notice to the employer.

The claimant was absent for three workdays in a row—September 2, 3, and 6—without notifying the employer. She never returned to work and quit her employment.

The claimant worked for Dee Zee, Inc., from October 18, 2010, to December 11, 2010, and was paid \$2,452.19.

The claimant filed a new claim for unemployment insurance benefits with an effective date of January 9, 2011. Her weekly benefit amount was determined to be \$149.00.

**REASONING AND CONCLUSIONS OF LAW:**

The unemployment insurance law disqualifies claimants who voluntarily quit employment without good cause attributable to the employer. Iowa Code § 96.5-1. In this case, the claimant is disqualified because she quit without good cause.

She is disqualified under Iowa Code § 96.5-1 until she has been paid wages for insured work equal to ten times her weekly benefit amount. In this case though when she applied for unemployment insurance benefits, she had requalified through her wages from Dee Zee, Inc.

**DECISION:**

The unemployment insurance decision dated February 25, 2011, reference 04, is modified in favor of the claimant. Her separation from employment was under disqualifying conditions, but she has requalified through the wages paid in subsequent employment. Since she was qualified for benefits based on her separation from Dee Zee, Inc., her claim should be unlocked.

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Steven A. Wise  
Administrative Law Judge

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Decision Dated and Mailed

saw/css