

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RICHARD T WICKS
Claimant

APPEAL NO. 09O-UI-18285-HT

**ADMINISTRATIVE LAW JUDGE
DECISION**

MORTON BUILDINGS INC
Employer

OC: 08/16/09
Claimant: Appellant (1)

Section 96.5(2)a – Discharge

STATEMENT OF THE CASE:

The claimant, Richard Wicks, filed an appeal from a decision dated September 8, 2009, reference 01. The decision disqualified him from receiving unemployment benefits. After due notice was issued, a hearing was held by telephone conference call on January 14, 2010. The claimant participated on his own behalf. The employer, Morton Buildings, did not provide a telephone number where a witness could be contacted and did not participate.

ISSUE:

The issue is whether the claimant was discharged for misconduct sufficient to warrant a denial of unemployment benefits.

FINDINGS OF FACT:

The Findings of Fact from Appeal 09A-UI-13785-NT are adopted as though set out here in full.

REASONING AND CONCLUSIONS OF LAW:

The Reasoning and Conclusions of law from Appeal 09A-UI-13785-NT are adopted as though set out here in full.

DECISION:

The representative's decision of September 8, 2009, reference 01, is affirmed. Richard Wicks is disqualified and benefits are withheld until he has earned ten times his weekly benefit amount, provided he is otherwise eligible.

Bonny G. Hendricksmeier
Administrative Law Judge

Decision Dated and Mailed

bgh/css