

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

KENTA D MANNING
Claimant

APPEAL NO: 14A-UI-02822-ST

**ADMINISTRATIVE LAW JUDGE
DECISION**

ABM JANITORIAL SERVICES NORTH
Employer

OC: 02/09/14
Claimant: Appellant (6)

Section 96.5-2-a – Discharge
871 IAC 24.32(1) – Definition of Misconduct

STATEMENT OF THE CASE:

The claimant appealed a department decision dated March 4, 2014, reference 02, that held she was discharged for misconduct on February 5, 2014, and benefits are denied. A telephone hearing was held on April 7, 2014. The claimant and employer participated in Appeal #14A-UI-02821-ST.

ISSUE:

Whether department issued a duplicate decision on the same employment separation issue.

FINDINGS OF FACT:

The administrative law judge having considered the evidence in the record finds: The claimant separated from employment with the employer on February 5, 2014, and the department issued a March 4, 2014 decision in reference 01 on this same issue in Appeal #14A-UI-02821-ST.

REASONING AND CONCLUSIONS OF LAW:

The administrative law judge concludes the department decision issued March 4, 2014 reference 02 is dismissed as the employment separation issue is determined in Appeal 14A-UI-02821-ST. The department mistakenly issued a duplicate decision on the same employment separation issue.

DECISION:

The department decision dated March 4, 2014, reference 02, is dismissed and set aside. The decision in 14A-UI-02821-ST is controlling on the employment separation issue.

Randy L. Stephenson
Administrative Law Judge

Decision Dated and Mailed

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