

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CHRISTOPHER D ANDERSON
Claimant

APPEAL NO. 09A-UI-04172-CT

**ADMINISTRATIVE LAW JUDGE
DECISION**

EXPRESS SERVICES INC
Employer

OC: 02/01/09
Claimant: Respondent (1)

Section 96.5(1)j – Temporary Employment

STATEMENT OF THE CASE:

Express Services, Inc. filed an appeal from a representative's decision dated March 9, 2009, reference 01, which held that no disqualification would be imposed regarding Christopher Anderson's separation from employment. After due notice was issued, a hearing was held by telephone on April 9, 2009. The employer participated by Holly Burtness, Staffing Consultant. Mr. Anderson did not respond to the notice of hearing.

ISSUE:

At issue in this matter is whether Mr. Anderson was separated from employment for any disqualifying reason.

FINDINGS OF FACT:

Having heard the testimony of the witness and having reviewed all of the evidence in the record, the administrative law judge finds: Mr. Anderson began working for Express Services, Inc., a temporary placement firm, on May 14, 2008. He was assigned to work full time for Aeron Manufacturing. He completed the assignment on January 23, 2009 as there was no further work for him at that time. Mr. Anderson reported to the offices of Express Services, Inc. on January 23 to inquire about additional work. The employer did not have further work for him at that time.

REASONING AND CONCLUSIONS OF LAW:

Mr. Anderson was hired for placement in temporary work assignments. He completed his last assignment as he worked until laid off due to lack of work. He sought reassignment the same day he was notified that the assignment with Aeron Manufacturing was over. Because no further work was offered to him, he is entitled to job insurance benefits pursuant to Iowa Code section 96.5(1)j.

It appears that Mr. Anderson has not maintained weekly contact with Express Services, Inc. as required by the company. Although this may be a requirement for placement by the employer, it

is not a condition for the receipt of job insurance benefits. As such, the failure is not a disqualifying event.

DECISION:

The representative's decision dated March 9, 2009, reference 01, is hereby affirmed. Mr. Anderson was separated from Express Services, Inc. on January 23, 2009 for no disqualifying reason. Benefits are allowed, provided he satisfies all other conditions of eligibility.

Carolyn F. Coleman
Administrative Law Judge

Decision Dated and Mailed

cfc/pjs