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

PAUL D AUSTIN
Claimant

APPEAL NO. 10O-UI-08435-S2T

ADMINISTRATIVE LAW JUDGE
DECISION

CHIEFTAIN CORPORATION
KUM & GO
Employer

OC: 12/20/09
Claimant: Appellant (4)

Section 96.5-1 - Voluntary Quit

STATEMENT OF THE CASE:

Paul Austin (claimant) appealed a representative's February 5, 2010 decision (reference 01) that concluded he was not eligible to receive unemployment insurance benefits because he voluntarily quit work with Kum & Go (employer).   A hearing was held on July 30, 2010, following due notice pursuant to Remand Order of the Employment Appeal Board dated June 11, 2010. The claimant participated personally. The employer provided a telephone number but could not be reached at the time of the hearing.

ISSUE:

The issue is whether the claimant is eligible to receive unemployment insurance benefits and whether this employer will be charged.

FINDINGS OF FACT:

The administrative law judge, having considered all of the evidence in the record, finds that: The Findings of Fact set forth in the decision in appeal 10A-UI-02261-CT are adopted and incorporated herein as if set forth at length. In addition, the claimant formerly worked for Winnebago Industries as a full-time employee.

REASONING AND CONCLUSIONS OF LAW:

The Reasoning and Conclusions of Law of the administrative law judge in appeal 10A-UI-02261-CT are adopted and incorporated herein as if set forth at length.

The claimant is eligible to receive unemployment insurance benefits so long as he qualifies. This employer will not be charged.

DECISION:

The representative's February 5, 2010 decision (reference 01) is modified in favor of the appellant.   Benefits are denied but this denial does not affect the claimant's eligibility to receive unemployment insurance benefits based on his separation from Winnebago Industries.   This employer will not be charged.

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Beth A. Scheetz
Administrative Law Judge

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Decision Dated and Mailed

bas/pjs