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

ANGELA J HOLTRY
Claimant

EXPRESS SERVICES INC
Employer

APPEAL NO. 13A-UI-12459-MT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**OC: 09/22/13
Claimant: Respondent (1)**

Section 96.5-1 – Voluntary Quit

STATEMENT OF THE CASE:

Employer filed an appeal from a decision of a representative dated October 28, 2013, reference 01, which held claimant eligible for unemployment insurance benefits. After due notice, a hearing was scheduled for and held on December 2, 2013. Claimant participated. Employer participated by Ryan Platts, Manager.

ISSUE:

The issue in this matter is whether claimant quit for good cause attributable to employer.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: Claimant last worked for employer on August 23, 2013. Claimant worked full time as a temporary employee. Employer ended the ongoing assignment because claimant was missing too many days due to illness. Claimant immediately asked for another assignment.

REASONING AND CONCLUSIONS OF LAW:

The administrative law judge holds that the evidence has established that claimant was laid off for good cause attributable to employer when employer terminated the employment relationship because claimant was missing too many days due to illness. This is a separation for good cause attributable to employer. Benefits allowed.

Iowa Code section 96.5-1 provides:

> An individual shall be disqualified for benefits:

> 1. Voluntary quitting. If the individual has left work voluntarily without good cause attributable to the individual's employer, if so found by the department.

DECISION:

The decision of the representative dated October 28, 2013, reference 01, is affirmed. Unemployment insurance benefits are allowed, provided claimant is otherwise eligible.

_____
Marlon Mormann
Administrative Law Judge

_____
Decision Dated and Mailed

mdm/css