

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

SHARTIER C NTANYUANGU
Claimant

APPEAL NO. 10A-UI-07965-AT

**ADMINISTRATIVE LAW JUDGE
DECISION**

SWIFT & COMPANY
Employer

OC: 04/11/10
Claimant: Appellant (1)

Section 96.5-1 – Voluntary Quit

STATEMENT OF THE CASE:

Shartier C. Ntanyungu filed a timely appeal from an unemployment insurance decision dated May 26, 2010, reference 02, that disqualified him for benefits. Due notice was issued for a telephone hearing to be held July 21, 2010. The claimant did not respond to the hearing notice by providing a phone number at which he could be contacted. The employer elected to rely upon documents it submitted for the hearing. These documents are included in the record as Exhibit One.

ISSUE:

Did the claimant leave work with good cause attributable to the employer?

FINDINGS OF FACT:

Having examined all matters of record, the administrative law judge finds: Shartier C. Ntanyungu was employed as a production worker by Swift & Company from February 9, 2009 until he resigned July 25, 2009 to travel to Africa to visit his parents. Further work was available had he not resigned.

REASONING AND CONCLUSIONS OF LAW:

The question is not whether the claimant had good personal cause to leave employment. Rather, it is whether he had good cause attributable to Swift & Company for resigning.

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.

The evidence establishes that the claimant left work voluntarily for personal reasons, his desire to visit his parents in another country. The administrative law judge does not find this to be good cause attributable to the employer. Therefore, benefits are withheld.

DECISION:

The unemployment insurance decision dated May 26, 2010, reference 02, is affirmed. Benefits are withheld until the claimant has worked in and has been paid wages for insured work equal to ten times his weekly benefit amount, provided he is otherwise eligible.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

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