

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JAMES J HOYNE
Claimant

APPEAL NO: 14A-UI-05671-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

L A LEASING INC
Employer

OC: 02/02/14
Claimant: Appellant (2)

Iowa Code § 96.5(3)a – Refusal of Offer of Work

PROCEDURAL STATEMENT OF THE CASE:

The claimant appealed a representative's May 19, 2014 determination (reference 03) that disqualified him from receiving benefits as of April 29, 2014, because he refused the employer's offer of suitable work. The claimant participated at the July 1 hearing. Colleen McGuinty and Carrie Cannon, the director of operations, appeared on the employer's behalf. Based on the evidence, the arguments of the parties, and the law, the administrative law judge concludes the claimant is not disqualified from receiving benefits for failing to accept the employer's April 29 offer of work.

ISSUE:

Did the claimant refuse the employer's April 29 offer of work for good cause?

FINDINGS OF FACT:

The claimant established a claim for benefits during the week of February 2, 2014. He started a new job the week of April 20, 2014. As the date of this decision, the claimant has not filed any weekly claims after April 19, 2014.

The employer contacted the claimant on April 29, 2014. The claimant was working for another employer when the employer's representative talked to the claimant about a machine operator job at Premier Tooling. This job was to start the next day. It was a temp-to-hire job on second shift and paid \$10.50 an hour. The claimant would have tried the job if he had not already been working for another employer. The claimant declined the April 29 job offer because he was already working.

REASONING AND CONCLUSIONS OF LAW:

A claimant is not qualified to receive unemployment insurance benefits if he refuses an offer of suitable work without good cause. Iowa Code § 96.5(3)a. Since the claimant had just recently started working for another employer and was at work when the employer offered the claimant a job at Premier Tooling, the claimant established good cause for declining this job offer. The claimant is not disqualified from receiving benefits.

DECISION:

The representative's May 19, 2104 determination (reference 03) is reversed. The employer offered the claimant a suitable job. The claimant had good cause to decline the job offer because he was already working for another employer. As of April 27, 2014, the claimant remains quailed to receive benefits.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs