

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

KIMBERLY A HANEY
Claimant

APPEAL NO: 14A-UI-03162-ST

**ADMINISTRATIVE LAW JUDGE
DECISION**

S T L CARE COMPANY
Employer

OC: 02/09/14
Claimant: Appellant (4)

Section 96.5-1-a – Voluntary Quit/Other or Better Employment

STATEMENT OF THE CASE:

The claimant appealed a department decision dated March 13, 2014, reference 06, that held she voluntarily quit employment without good cause attributable to the employer on August 16, 2013, and benefits are denied. A telephone hearing was held on April 15, 2014. The claimant did not participate. Carla Matt, HR Director, participated for the employer.

ISSUE:

The issue is whether the claimant voluntarily quit with good cause attributable to the employer.

FINDINGS OF FACT:

The administrative law judge having considered the stipulation of the evidence in the record finds: The claimant last worked for the employer through a vacation period on August 23, 2013. The claimant resigned on August 16 to work for the University of Iowa Hospital. The department record shows claimant went to work with this employer and earned wages for insured work.

Claimant failed to respond to the hearing notice.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.5-1-a 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. But the individual shall not be disqualified if the department finds that:

a. The individual left employment in good faith for the sole purpose of accepting other or better employment, which the individual did accept, and the individual performed services in the new employment. Benefits relating to wage credits earned with the

employer that the individual has left shall be charged to the unemployment compensation fund. This paragraph applies to both contributory and reimbursable employers, notwithstanding section 96.8, subsection 5.

The administrative law judge concludes that the claimant left employment with good cause due to leaving for other/better employment effective August 23, 2013. Claimant is eligible for benefits based on this employment separation, and the employer's tax account is not liable.

DECISION:

The department decision dated March 13, 2014, reference 06, is modified. The claimant voluntarily quit with good cause due to leaving for other/better employment on August 23, 2013. Benefits are allowed, provided the claimant is otherwise eligible. The employer is not liable for benefits paid to the claimant.

Randy L. Stephenson
Administrative Law Judge

Decision Dated and Mailed

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