

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

KEYATTA C SHAW
Claimant

APPEAL NO. 12A-UI-12654-MT

**ADMINISTRATIVE LAW JUDGE
DECISION**

ARC MANAGEMENT SERVICES LLC
Employer

OC: 09/23/12
Claimant: Appellant (2R)

Section 96.5-1 – Voluntary Quit

STATEMENT OF THE CASE:

Claimant filed an appeal from a decision of a representative dated October 12, 2012, reference 03, which held claimant ineligible for unemployment insurance benefits. After due notice, a hearing was scheduled for and held on November 26, 2012. Claimant participated. Employer participated by Darren Kanthal, Human Resource Business Partner. Exhibit A was admitted into evidence.

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 6, 2012. Employer laid claimant off due to the sale of the company. Claimant then worked for Yes Communities until her discharge on September 20, 2012.

REASONING AND CONCLUSIONS OF LAW:

The administrative law judge holds that the evidence has established that claimant voluntarily quit for good cause attributable to employer when employer terminated the employment relationship because the company was sold to Yes Communities. This is a separation for cause attributable to employer. Benefits allowed. However, claimant's last employer was Yes Communities. This separation has not been adjudicated. This matter is remanded for a hearing on the September 20, 2012 separation with Yes Communities.

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 12, 2012, reference 03, is reversed and remanded. Unemployment insurance benefits are allowed provided claimant is otherwise eligible. This matter is remanded for a hearing on the September 20, 2012 separation with Yes Communities.

Marlon Mormann
Administrative Law Judge

Decision Dated and Mailed

mdm/css