

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**WILDA L WILLIAMS**  
Claimant

**APPEAL NO. 08A-UI-02854-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**GOODKIND & GOODKIND DIRECT INC**  
Employer

**OC: 04/22/07 R: 12  
Claimant: Appellant (1)**

Section 96.5-1 – Voluntary Quit

**STATEMENT OF THE CASE:**

Wilda L Williams (claimant) appealed a representative's a representative's March 14, 2008 decision (reference 01) that concluded she was not qualified to receive benefits and the account of Goodkind & Goodkind Direct, Inc. (employer) would not be charged because the claimant voluntarily quit her employment for reasons that do not qualify her to receive benefits. After hearing notices were mailed to the parties' last-known addresses of record, a telephone hearing was held on April 7, 2008. The claimant participated in the hearing. Philip Nickisch appeared on the employer's behalf. Based on the evidence, the arguments of the parties, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

**ISSUE:**

Did the claimant voluntarily quit her employment for reasons that qualify her to receive unemployment insurance benefits?

**FINDINGS OF FACT:**

The claimant started working for the employer on July 26, 2006. She worked as a full-time employee. The claimant started looking for other work because she did not make enough money working for the employer and there did not appear to be an opportunity for her to advance within the employer's business.

One of the jobs the claimant considered was with Boeing Airplane. Before Boeing hired an employee, the prospective employee had to undergo an assessment. The claimant decided to relocate to Washington so she could have this assessment. The claimant gave the employer a two-week notice. The claimant's last day of work was July 11, 2007. The employer understood she quit because she was moving out-of-state.

The claimant did not move immediately to Washington. Instead, she worked for a temporary employment firm to save money to move to Washington. The claimant moved to Washington in September 2007.

**REASONING AND CONCLUSIONS OF LAW:**

A claimant is not qualified to receive unemployment insurance benefits if she voluntarily quits employment without good cause attributable to the employer. Iowa Code § 96.5-1. The claimant voluntarily resigned when she submitted her resignation even though her job was not in jeopardy. When a claimant quits, she has the burden to establish she quit for reasons that qualify her to receive benefits. Iowa Code § 96.6-2.

The law presumes a claimant voluntarily quits without good cause when she quits to relocate or is dissatisfied with wages even though the claimant knew the wage when she accepted the job. 871 IAC 24.25 (2) and (13). Also, if a claimant quits because she has been offered and accepted other employment; she is not disqualified from receiving benefits. Iowa Code § 96.5-1-a. Unfortunately, Boeing Airplane had not yet offered the claimant a job when the claimant quit, so Iowa Code § 96.5-1-a does not apply.

The claimant established compelling personal reasons for quitting. Her reasons do not, however, qualify her to receive benefits. Therefore, as of February 24, 2008, when the claimant reopened her claim she is not qualified to receive benefits, unless she establishes she has earned \$2,350.00 from other employer(s) between July 11, 2007 and February 24, 2008. If the claimant has earned at least this amount in wages, she has requalified and would be qualified to receive benefits.

**DECISION:**

The representative's March 14, 2008 decision (reference 01) is affirmed. The claimant voluntarily quit her employment for personal reasons that do not qualify her to receive benefits. The claimant is disqualified from receiving unemployment insurance benefits as of July 11, 2008. This disqualification continues until she has been paid ten times her weekly benefit amount for insured work, provided she is otherwise eligible. The employer's account will not be charged.

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Debra L. Wise  
Administrative Law Judge

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Decision Dated and Mailed

dlw/css