

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**ALI A HASSAN**  
Claimant

**APPEAL NO: 13A-UI-06651-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**AMERISTAR CASINO CO BLUFFS INC**  
Employer

**OC: 05/12/13**  
**Claimant: Appellant (1)**

Iowa Code § 96.5(1) – Voluntary Quit

**PROCEDURAL STATEMENT OF THE CASE:**

The claimant appealed a representative's May 28, 2013 determination (reference 01) that disqualified him from receiving benefits and held the employer's account exempt from charge because he voluntarily quit his employment for reasons that do not qualify him to receive benefits. The claimant participated at the hearing. Beth Crocker represented the employer. Tammy Spearman, the team relations manager, testified 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 qualified to receive benefits.

**ISSUE:**

Did the claimant voluntarily quit his employment for reasons that qualify him to receive benefits?

**FINDINGS OF FACT:**

The claimant started working for the employer in June 2009. He worked full time. The claimant decided to move to Boise, Idaho, where his family lives. Before the claimant moved, he asked the employer if there was a casino in Boise that he could transfer to. The employer does not have a casino in Boise. The claimant gave the employer notice that he was moving to Boise. The claimant's last day of work was February 19, 2013. The claimant moved to Boise, Idaho.

**REASONING AND CONCLUSIONS OF LAW:**

A claimant is not qualified to receive unemployment insurance benefits if he voluntarily quits without good cause attributable to the employer. Iowa Code § 96.5(1). When a claimant quits, he has the burden to establish he quits for reasons that qualify him to receive benefits. Iowa Code § 96.6(2). The law presumes a claimant quits without good cause when he leaves to move to another locality. 871 IAC 24.25(2).

The claimant quit for personal reasons, but these reasons do not qualify him to receive benefits. As of May 12, 2013, the claimant is not qualified to receive benefits.

**DECISION:**

The representative's May 28, 2013 denervation (reference 01) is affirmed. The claimant voluntarily quit his employment for personal reasons, but these reasons do not qualify him to receive benefits. The claimant is disqualified from receiving unemployment insurance benefits as of May 12, 2013. This disqualification continues until he has been paid ten times his weekly benefit amount for insured work, provided he 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/pjs