

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**HENRY L DUFFY**  
Claimant

**APPEAL NO: 11A-UI-15569-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**CLOVERLEAF COLD STORAGE**  
Employer

**OC: 06/26/11  
Claimant: Appellant (1)**

Iowa Code § 96.5(1) – Voluntary Quit

**PROCEDURAL STATEMENT OF THE CASE:**

The claimant appealed a representative's November 30, 2011 determination (reference 02) 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 responded to the hearing notice, but he was not available when he was called for the hearing. The claimant did not contact the Appeals Section on January 5, as the administrative law judge asked him to do in the message left for him when he was called. Jean Elkins appeared on the employer's behalf. Based on the evidence, the employer's arguments, and the law, the administrative law judge finds 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 late August 2011. He worked full time in the warehouse/pet department. On October 27, 2011, the claimant left his time card with a customer service representative and told her that he did not need it because he was quitting. The claimant did not return to work even though he was scheduled to work. The employer called the claimant and asked him to call back, but he did not. The claimant was working as a probationary employee, but his job was not in jeopardy when he turned in his timecard.

**REASONING AND CONCLUSIONS OF LAW:**

A claimant is not qualified to receive unemployment insurance benefits if he voluntarily quits employment without good cause attributable to the employer. Iowa Code § 96.5(1). When a claimant quits, he has the burden to establish he quit for reasons that qualify him to receive benefits. Iowa Code § 96.6(2).

Based on the evidence presented during the hearing, the claimant quit his employment on October 27, 2011. The claimant may have had personal reasons for quitting, but the evidence does not establish why he quit. The claimant did not establish that he quit for reasons that

qualify him to receive benefits. As of October 30, 2011, the claimant is not qualified to receive benefits.

**DECISION:**

The representative's November 30, 2011 determination (reference 02) is affirmed. The claimant voluntarily quit his employment for reasons that do not qualify him to receive benefits. The claimant is disqualified from receiving unemployment insurance benefits as of October 30, 2011. 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