

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

GRETCHEN M BROWN
Claimant

APPEAL NO. 12A-UI-01277-A

**ADMINISTRATIVE LAW JUDGE
DECISION**

TEAM STAFFING SOLUTIONS INC
Employer

**OC: 12/18/11
Claimant: Appellant (1)**

Section 96.5-1 – Voluntary Quit

STATEMENT OF THE CASE:

Gretchen M. Brown filed a timely appeal from an unemployment insurance decision dated January 27, 2012, reference 01, that disqualified her for benefits. Due notice was issued for a hearing to be held in Cedar Rapids, Iowa, on May 14, 2012. Neither Ms. Brown nor her former employer, Team Staffing Solutions, Inc., responded when paged at the time of the hearing. At 1:40 p.m., the administrative law judge closed the record and bases his decision on documents from the fact-finding process.

ISSUE:

Did the claimant leave work with good cause attributable to the employer?

FINDINGS OF FACT:

Gretchen M. Brown was employed by Team Staffing Solutions, Inc. from August 11, 2011, until she left employment on August 19, 2011, because of hospitalization. She did not return to the employer upon her release from the hospital.

REASONING AND CONCLUSIONS OF LAW:

The question is whether the evidence establishes that the claimant left work with good cause attributable to the employer. It does not.

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.

The claimant has the burden of proof. See Iowa Code section 96.6-2. As noted above, neither party offered testimony to the administrative law judge. The documents from the fact-finding process indicate that Ms. Brown left work because of hospitalization but did not contact her

employer again upon release. This evidence is not sufficient to establish good cause attributable to the employer for the resignation. Benefits are withheld.

DECISION:

The unemployment insurance decision dated January 27, 2012, reference 01, is affirmed. Benefits are withheld until the claimant has worked in and has been paid wages for insured work equal to ten times her weekly benefit amount, provided she is otherwise eligible.

Dan Anderson
Administrative Law Judge

Decision Dated and Mailed

kjw/kjw