

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**NATHANIEL J KOPEL**  
Claimant

**APPEAL NO: 10A-UI-10270-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**TEMP ASSOCIATES - MARSHALLTOWN**  
Employer

**OC: 01/31/10  
Claimant: Appellant (4)**

Section 96.5.1-a – Voluntary Quit for Other Employment

**STATEMENT OF THE CASE:**

The claimant appealed a representative's July 16, 2010 decision (reference 03) that disqualified him from receiving benefits and held the employer's account exempt from charge because the claimant voluntarily quit his employment for reasons that do not qualify him to receive benefits. A telephone hearing was held on September 3, 2010. The claimant did not respond to the hearing notice or participate in the hearing. Nancy Mullvaney, the manager appeared on the employer's behalf. Based on the evidence, the arguments of the employer, 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 his employment for reasons that qualify him to receive benefits, or did the employer discharge him for work-connected misconduct?

**FINDINGS OF FACT:**

The employer started assigning the claimant to jobs in mid-October 2009. The most recent job assignment began on April 20, 2010. The claimant completed this assignment on June 15, 2010.

On June 17, the claimant informed the employer he was moving and would not be available for another other assignment. On June 17, the employer did not have another job to assign to the claimant. The claimant started working at a full-time job for another employer on July 5, 2010.

The claimant reopened his claim for benefits during the week of June 13, 2010. He filed a claim for benefits for the week ending June 19, 2010, but did not receive any benefits because he reported wages that exceeded his weekly benefit amount. The claimant has not filed any other weekly claims.

**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, or an employer discharges him for reasons constituting work-connected misconduct. Iowa Code §§ 96.5-1, 2-a. The facts establish the claimant completed a job assignment on June 15. When he called on June 17, instead of asking for another assignment, the claimant notified the employer he was moving. The claimant had a full-time job that required him to move.

Based on the facts in this case, the claimant ended his employment relationship because he had another job. When a claimant quits an employment relationship because he has accepted other employment, the claimant is not disqualified from receiving benefits and the employer's account is not subject to charge. Iowa Code § 96.5-1-a .

**DECISION:**

The representative's July 16, 2010 decision (reference 03) is modified in the claimant's favor. The claimant quit or ended his employment relationship because he relocated after accepting another job. Therefore, as of June 13, 2010, the claimant is qualified to receive benefits, provided he meets all other eligibility requirements. The employer's account will not be charged.

---

Debra L. Wise  
Administrative Law Judge

---

Decision Dated and Mailed

dlw/css