

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

MEREDETH K HUBER
Claimant

APPEAL NO. 11A-EUCU-00750-HT

**ADMINISTRATIVE LAW JUDGE
DECISION**

AVENTURE STAFFING & PROFESSIONAL
Employer

**OC: 03/06/11
Claimant: Appellant (4)**

Section 96.5(1)a – Quit/Other Employment

STATEMENT OF THE CASE:

The claimant, Meredith Huber, filed an appeal from a decision dated September 20, 2011, reference 04. The decision disqualified her from receiving unemployment benefits. After due notice was issued, a hearing was held by telephone conference call on October 26, 2011. The claimant participated on her own behalf. The employer, Aventure, participated by Human Resources Representative Kayla Neuhalfen and On-Site Manager Carol Thomason. Exhibit One was admitted into the record.

ISSUE:

The issue is whether the claimant quit work with good cause attributable to the employer.

FINDINGS OF FACT:

Meredeth Huber was employed by Aventure from July 11 until August 26, 2011. During that time, she was assigned to Victor Manufacturing. On August 26, 2011, On-Site Manager Carol Thomason notified Ms. Huber the client company had requested her removal from the assignment. The next day, Ms. Huber began working for Belle Plaine Nursery and notified Aventure that if it could find her a job that paid more than \$9.00 per hour, she would be willing to accept it, but for the time being she had other employment.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.5-1-a 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. But the individual shall not be disqualified if the department finds that:

a. The individual left employment in good faith for the sole purpose of accepting other or better employment, which the individual did accept, and the individual performed

services in the new employment. Benefits relating to wage credits earned with the employer that the individual has left shall be charged to the unemployment compensation fund. This paragraph applies to both contributory and reimbursable employers, notwithstanding section 96.8, subsection 5.

The claimant quit after her most recent assignment ended to take another full-time job. She continues to be employed by the new employer. Under the provisions of the above Code section, she is eligible for benefits.

DECISION:

The representative's decision of September 20, 2011, reference 04, is modified in favor of the appellant. Meredith Huber is qualified for benefits, provided she is otherwise eligible. Adventure Staffing will not be charged with benefits paid to the claimant after August 26, 2011.

Bonny G. Hendricksmeier
Administrative Law Judge

Decision Dated and Mailed

bgh/kjw