

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

LYLE R EARL
Claimant

APPEAL NO. 07A-UI-04963-CT

**ADMINISTRATIVE LAW JUDGE
DECISION**

MANPOWER TEMPORARY SERVICES
Employer

**OC: 04/08/07 R: 01
Claimant: Respondent (1)**

Section 96.5(1)j – Temporary Employment

STATEMENT OF THE CASE:

Manpower Temporary Services filed an appeal from a representative's decision dated May 4, 2007, reference 01, which held that no disqualification would be imposed regarding Lyle Earl's separation from employment. After due notice was issued, a hearing was held by telephone on June 4, 2007. Mr. Earl participated personally. The employer participated by Todd Ashenfelter, Staffing Specialist.

ISSUE:

At issue in this matter is whether Mr. Earl was separated from employment for any disqualifying reason.

FINDINGS OF FACT:

Having heard the testimony of the witnesses and having reviewed all of the evidence in the record, the administrative law judge finds: Mr. Earl began working for Manpower, a temporary placement firm, on August 1, 2005. His last assignment was with Eaton Corporation, where he began on March 9, 2006. He worked full time on the assignment until April 5, 2007 when he was laid off due to lack of work.

Mr. Earl contacted Manpower on April 5 to give notice that he was again available for work. He was offered a new assignment but declined because of the wages. The issue of the work refusal is addressed in appeal number 07A-UI-04964-CT.

REASONING AND CONCLUSIONS OF LAW:

Mr. Earl was hired for placement in temporary work assignments. An individual so employed must complete the last assignment in order to avoid the voluntary quit provisions of the law. See 871 IAC 24.26(19). It is undisputed that Mr. Earl completed his assignment with Eaton Corporation. He contacted Manpower the same day he was laid off. Therefore, since he was in contact with Manpower within three working days of the end of his assignment, he is entitled to benefits pursuant to Iowa Code section 96.5(1)j.

DECISION:

The representative's decision dated May 4, 2007, reference 01, is hereby affirmed. Mr. Earl was separated from Manpower on April 5, 2007 for no disqualifying reason. Benefits are allowed, provided he satisfies all other conditions of eligibility.

Carolyn F. Coleman
Administrative Law Judge

Decision Dated and Mailed

cfc/pjs