

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

KHALID Q MOHAMED
Claimant

APPEAL 20A-UI-06220-SC-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

DES MOINES IND COMMUNITY SCH DIST
Employer

OC: 04/26/20
Claimant: Appellant (4)

Iowa Code § 96.5(1) – Voluntary Quitting
Iowa Code § 96.5(1)(g) – Voluntary Quitting - Requalification

STATEMENT OF THE CASE:

On June 22, 2020, Khalid Q. Mohamed (claimant) filed an appeal from the June 12, 2020, reference 02, unemployment insurance decision that denied benefits based upon the determination he voluntarily quit employment with Des Moines Independent Community School District (employer) for personal reasons, which does constitute good cause attributable to the employer. Both parties responded to the hearing notice; however, no hearing was held, as there was sufficient information in the appeal and administrative record to resolve the issue without testimony.

ISSUE:

Has the claimant requalified for unemployment insurance benefits since the separation?

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The claimant separated from employment on or about August 30, 2019. He filed his claim for benefits effective April 26, 2020 and his weekly benefit amount is \$163. The claimant has earned more than \$1,630 in insured wages from another employer since the separation and prior to filing his claim for unemployment insurance benefits.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant voluntarily left employment without good cause attributable to the employer but has since requalified for benefits. Benefits are allowed and the employer's account shall not be charged.

Iowa Code section 96.5(1)g provides:

An individual shall be disqualified for benefits, regardless of the source of the individual's wage credits:

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:

g. The individual left work voluntarily without good cause attributable to the employer under circumstances which did or would disqualify the individual for benefits, except as provided in paragraph "a" of this subsection but, subsequent to the leaving, the individual worked in and was paid wages for insured work equal to ten times the individual's weekly benefit amount, provided the individual is otherwise eligible.

The claimant's separation was disqualifying. However, he has requalified for benefits since the separation from this employer by earning ten times his weekly benefit amount in insured wages. Accordingly, benefits are allowed and the account of the employer (account number 103234) shall not be charged.

DECISION:

The June 12, 2020, reference 02, unemployment insurance decision is modified in favor of the appellant. The claimant quit without good cause attributable to the employer, but he has requalified for benefits since the separation. Benefits are allowed, provided the claimant is otherwise eligible. The account of the employer shall not be charged.



Stephanie R. Callahan
Administrative Law Judge

August 3, 2020
Decision Dated and Mailed

src/sam