

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JUDITH PETERSEN
Claimant

APPEAL NO. 09A-UI-08575-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

SEDONA STAFFING
Employer

OC: 02/08/09
Claimant: Respondent (2/R)

Section 96.5-1 – Voluntary Quit

STATEMENT OF THE CASE:

Sedona Staffing (employer) appealed a representative's June 10, 2009 decision (reference 01) that concluded Judith L. Petersen (claimant) was qualified to receive benefits, and the employer's account was subject to charge because the reasons for the claimant's employment was did not disqualify her from receiving benefits. After hearing notices were mailed to the parties' last-known addresses of record, a telephone hearing was held on July 1, 2009. The claimant participated in the hearing. Chad Baker and Shelby Meggars appeared on the employer's behalf. Based on the evidence, the arguments of the parties, 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 her employment for reasons that qualify her to receive benefits?

FINDINGS OF FACT:

The claimant established a claim for unemployment insurance benefits the week of February 8, 2009. The employer contacted the claimant about a temp-to-hire job at a doctor's office. The claimant interviewed for and accepted employment at a doctor's office. The claimant started working at the doctor's office on May 4, 2009. She understood the job duties included answering the phone, filing and pulling charts.

On May 7, the doctor asked a nurse if she had shown the claimant how to do insurance forms yet. The answer was no. The nurse was going to be gone the next week. The claimant concluded she was not capable of completing any insurance form because she was not a nurse. The claimant decided the job was not for her and told the employer she had to quit. The doctor's office would have worked with the claimant and trained her how to complete the insurance forms or at least part of the forms. The claimant informed the employer she was quitting on May 7, 2009.

The claimant filed claims after she quit the above job.

REASONING AND CONCLUSIONS OF LAW:

A claimant is not qualified to receive unemployment insurance benefits if she voluntarily quits employment without good cause attributable to the employer. Iowa Code section 96.5-1. The claimant voluntarily quit working at a temp-to-hire job on May 7, 2009. When a claimant quits, she has the burden to establish she quit for reasons that qualify her to receive benefits. Iowa Code section 96.6-2.

The claimant established personal reasons for quitting because she assumed she was unable to complete insurance paperwork. The claimant did not ask what the doctor's office wanted her to do with the insurance paperwork and did not work long enough for anyone to show her what the doctor's office wanted her to do. The claimant quit her employment for reasons that do not qualify her to receive benefits. The claimant is not qualified to receive benefits as of May 10, 2009.

As a result of receiving benefits since May 10, the overpayment shall be remanded to the Clams Section.

DECISION:

The representative's June 10, 2009 decision (reference 01) is reversed. The claimant did not complete a job assignment. Instead, she voluntarily quit her employment for reasons that do not qualify her to receive benefits. The claimant is disqualified from receiving unemployment insurance benefits as of May 10, 2009. This disqualification continues until he has been paid ten times his weekly benefit amount for insured work, provided he is otherwise eligible. The employer's account will not be charged. The issue of overpayment or whether the claimant is eligible for a waiver of any overpayment is remanded to the Claims Section to determine.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs