

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**DORELL M YOUNG**  
Claimant

**APPEAL NO. 09A-UI-02093-AT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**TYSON FRESH MEATS INC**  
Employer

**OC: 12/28/08 R: 12  
Claimant: Appellant (1)**

Section 96.5-1 – Voluntary Quit

**STATEMENT OF THE CASE:**

Dorell M. Young filed a timely appeal from an unemployment insurance decision dated February 5, 2009, reference 01, that disqualified him for benefits. After due notice was issued, a telephone hearing was held February 23, 2009, with Mr. Young participating. Human Resources Manager Will Sager participated for the employer, Tyson Fresh Meats, Inc.

**ISSUE:**

Did the claimant leave work with good cause attributable to the employer?

**FINDINGS OF FACT:**

Having heard the testimony of the witnesses and having examined all of the evidence in the record, the administrative law judge finds: Dorell M. Young was employed by Tyson Fresh Meats, Inc., in Storm Lake, Iowa, from February 13, 2008, until June 5, 2008. Mr. Young is originally from the Chicago area. He left employment to return to Chicago. His mother and sister had been caring for his child, but both of them were admitted into the hospital for significant illnesses. Mr. Young has not worked since leaving employment with Tyson Fresh Meats.

**REASONING AND CONCLUSIONS OF LAW:**

The question is not whether Mr. Young had good personal cause to leave employment. The question is whether his good cause was attributable to Tyson Fresh Meats, Inc.

Iowa Code section 96.5-1 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.

The evidence in this record establishes that Mr. Young left employment to return to Chicago to care for his child. In doing so, Mr. Young acted as a responsible parent. Nevertheless, since his reason for leaving employment was not attributable to Tyson Fresh Meats, Inc., Iowa law requires that benefits be denied.

**DECISION:**

The unemployment insurance decision dated February 5, 2009, reference 01, is affirmed. Benefits are withheld until the claimant has worked in and has been paid wages for insured work equal to ten times his weekly benefit amount, provided he is otherwise eligible.

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Dan Anderson  
Administrative Law Judge

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Decision Dated and Mailed

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