

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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**ROSEMARY A PIERCE**  
Claimant

**APPEAL NO. 18A-UI-06934-B2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**SIOUX CITY COMMUNITY SCHOOL DIST**  
Employer

**OC: 06/03/18**  
**Claimant: Appellant (1)**

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Iowa Code § 96.5-1 – Voluntary Quit

**STATEMENT OF THE CASE:**

Claimant filed an appeal from a decision of a representative dated June 22, 2018, reference 01, which held claimant ineligible for unemployment insurance benefits. After due notice, a hearing was scheduled for and held on July 13, 2018. Claimant participated. Employer participated by Stephanie Verros.

**ISSUE:**

The issue in this matter is whether claimant quit for good cause attributable to employer.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: Claimant last worked for employer on November 14, 2018. Claimant voluntarily quit by not working after that date.

Claimant worked as a part-time transportation assistant for employer. Claimant suffers from anxiety and depression and was enduring a difficult episode in the middle of November. Claimant did not ask employer for a leave of absence, nor did claimant forward to employer a doctor's excuse. After claimant was a no-call/no-show for work for three days, employer interpreted this action as a quit and sent claimant a letter stating that claimant was no longer employed.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Code § 96.5-1 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.

The administrative law judge holds that the evidence has failed to establish that claimant voluntarily quit for good cause attributable to employer when claimant terminated the employment relationship because she was suffering a difficult episode of depression. As claimant had no contact with employer and did not forward any doctor's excuse to employer detailing claimant's struggles, claimant's quit is seen not to be for good cause attributable to employer.

**DECISION:**

The decision of the representative dated June 22, 2018, reference 01, is affirmed. Unemployment insurance benefits shall be withheld until claimant has worked in and been paid wages for insured work equal to ten times claimant's weekly benefit amount, provided claimant is otherwise eligible.

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Blair A. Bennett  
Administrative Law Judge

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Decision Dated and Mailed

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