

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

CHRISTOPHER E HOWARD
Claimant

QPS EMPLOYMENT GROUP INC
Employer

APPEAL NO. 18A-UI-11486-B2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**OC: 10/28/18
Claimant: Appellant (1)**

Iowa Code § 96.5(1)j – Voluntary Quitting – Temporary Employment

STATEMENT OF THE CASE:

Claimant filed an appeal from a decision of a representative dated November 19, 2018, reference 04, which held claimant ineligible for unemployment insurance benefits. After due notice, a hearing was scheduled for and held on December 11, 2018. Claimant participated personally. Employer participated by Mai Lor and Janine Morazan.

ISSUE:

Did the claimant quit by not reporting for an additional work assignment within three business days of the end of the last assignment?

FINDINGS OF FACT:

Having heard the testimony and having reviewed the evidence in the record, the administrative law judge finds: Claimant was originally hired by employer on April 20, 2018. Claimant was placed with three different companies over the next couple of months before he ended his employment with employer on July 9, 2018 to take full-time employment with his placement at Midwest Refrigeration.

Claimant decided in September that he would take additional employment with QPS over and above his employment with Midwest Refrigeration. Though cautioned by QPS that having two full-time jobs would be rather difficult, claimant decided to take a position with Raining Rose. Claimant worked at this placement for one week, and then stopped showing up. Claimant stated that he came to employer on September 19, 2018 to tell them of his not continuing with work. Claimant stated that this was because of health problems and not as a result of anything that QPS had done. Employer had no record of claimant contacting employer although employer did have record of three other occasions when claimant had contacted employer within three days of the ending of other assignments. Employer stated that they tried to contact claimant on three different occasions over the next few days and claimant did not respond to the calls or texts.

Claimant stated that he never returned to employer looking for other employment as he was suffering medical difficulties and ended up moving from the area in order to seek medical care in Des Moines.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant voluntarily left the employment without good cause attributable to the employer.

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.

Claimant voluntarily quit this employment because he didn't believe that he could physically do both of the jobs that he'd accepted. This quitting of his employment did not occur as a result of any actions on the part of employer.

DECISION:

The November 19, 2018, (reference 04) unemployment insurance decision is affirmed. The claimant's separation was not attributable to the employer. Benefits are withheld until such time as he works in and has been paid for wages equal to ten times his weekly benefit amount, provided he is otherwise eligible.

Blair A. Bennett
Administrative Law Judge

Decision Dated and Mailed

bab/scn