

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CHRISTINE M RUSSELL
Claimant

APPEAL NO: 13A-UI-06743-ST

**ADMINISTRATIVE LAW JUDGE
DECISION**

**PALMER COMPANIES INC
PALMER CONSULTING**
Employer

**OC: 02/24/13
Claimant: Appellant (6)**

Section 96.5-1-g – Re-Qualification for Benefits

STATEMENT OF THE CASE:

The claimant appealed a department decision dated March 21, 2013, reference 01, that held she was discharged for excessive unexcused absenteeism on February 24, 2013, and benefits are denied. A telephone hearing was held on July 9, 2013. The claimant participated. Dani Gohr, Recruiter, participated for the employer.

ISSUE:

Whether the department decision should be set aside.

FINDINGS OF FACT:

The administrative law judge having considered the stipulation of the evidence in the record finds: The department issued a decision June 5, 2013 reference 03 that held claimant had re-qualified from her employment separation from the employer. Claimant is allowed benefits, and the employer is relieved of liability for the February 24, 2013 claim.

Claimant separated from employment at Ranstad Professionals US LP d/b/a Merges group in January 2013. An administrative law judge issued a May 9, 2013 decision (13A-UI-03978-BT) that allowed claimant benefits and the employer did not appeal.

The department made an error regarding claimant's employment separation date from the employer in this matter that led to the decision under review. There are no base period wages reported by the employer for the claimant to determine her benefit eligibility. The employer listed no wages paid to claimant for 2013.

The parties stipulated the decision under review in this matter should be set aside and dismissed.

REASONING AND CONCLUSIONS OF LAW:

The administrative law judge concludes the department decision in this matter is set aside and dismissed. This action is taken due to an employment separation date error and a subsequent department decision that held claimant had re-qualified for benefits from her employment with this employer.

DECISION:

The department decision dated March 21, 2013, reference 01, is dismissed and set aside.

Randy L. Stephenson
Administrative Law Judge

Decision Dated and Mailed

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