

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**AARON M BROWN**  
Claimant

**RANDSTAD US LLC**  
Employer

**APPEAL 18A-UI-06841-DB-T**  
**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 05/06/18**  
**Claimant: Appellant (2)**

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Iowa Code § 96.6(3) – Appeals  
Iowa Admin. Code r. 871-24.28(6-8) – Prior Adjudication

**STATEMENT OF THE CASE:**

The claimant/appellant filed a timely appeal from the June 14, 2018 (reference 07) unemployment insurance decision that found claimant was not eligible to receive unemployment insurance benefits because he voluntarily quit work on December 15, 2017 without good cause attributable to the employer. Due notice was issued and a telephone hearing was held on July 13, 2018. The hearing was continued to July 27, 2018 after due notice was issued. Claimant participated personally. The employer participated through witness Danielle May. Employer's Exhibit 1 was admitted. The administrative law judge took official notice of the claimant's unemployment insurance benefits records.

**ISSUE:**

Was the separation adjudicated in a prior claim year?

**FINDINGS OF FACT:**

Having reviewed the claimant's administrative record, the administrative law judge finds:

The separation issue presented was resolved in a prior claim year (original claim date April 16, 2017) as the Administrative Law Judge's decision was dated February 6, 2018 (Appeal No. 18A-UI-00522-LJ-T). That decision allowed benefits to the claimant and found that the separation from employment was not disqualifying. No appeal from that decision was filed and that decision has become final.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow, the administrative law judge concludes the separation at issue has been previously adjudicated in a prior claim year. Accordingly, this decision is reversed.

Iowa Admin. Code r. 871-24.28(7) provides:

Voluntary quit requalifications and previously adjudicated voluntary quit issues.

The claimant voluntarily left employment. However, there shall be no disqualification under Iowa Code section 96.5(1) if a decision on this same separation has been made on a prior claim by the administrative law judge and such decision has become final.

The separation issue presented was resolved in a prior claim year (original claim date April 16, 2017) in favor of the claimant (Appeal No. 18A-UI-00522-LJ-T). That decision was not appealed and has become final. As such, this current decision, referring to the same separation date, is reversed. Benefits are allowed, provided claimant is otherwise eligible.

**DECISION:**

The June 14, 2018 (reference 07) decision is reversed since the separation was previously adjudicated in a prior claim year. Benefits are allowed, provided the claimant is otherwise eligible.

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Dawn Boucher  
Administrative Law Judge

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Decision Dated and Mailed

db/rvs