

IOWA WORKFORCE DEVELOPMENT
Unemployment Insurance Appeals Section
1000 East Grand—Des Moines, Iowa 50319
DECISION OF THE ADMINISTRATIVE LAW JUDGE
68-0157 (7-97) – 3091078 - EI

JONI K GERONZIN
644 – 7TH AVE S
CLINTON IA 52732

CASEY'S RETAIL COMPANY
c/o TALX UCM SERVICES INC
PO BOX 283
ST LOUIS MO 63166

Appeal Number: 06O-UI-06033-S2T
OC: 03/05/06 R: 04
Claimant: Respondent (2)

This Decision Shall Become Final, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the **Employment Appeal Board, 4th Floor—Lucas Building, Des Moines, Iowa 50319**.

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to Workforce Development. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

(Administrative Law Judge)

(Decision Dated & Mailed)

Section 96.5-1 - Voluntary Quit
Section 96.3-7 - Overpayment

STATEMENT OF THE CASE:

Casey's Retail Company (employer) appealed a representative's March 28, 2006, decision (reference 01) that concluded Joni Geronzin (claimant) was eligible to receive unemployment insurance benefits. A hearing was held on June 29, 2006, following due notice pursuant to Remand Order of the Employment Appeal Board dated June 8, 2006. Hearing notices were mailed to the parties' last-known addresses of record. The claimant provided a telephone number but she could not be reached at that number. The administrative law judge left a message on the claimant's answering machine instructing the claimant to contact the Appeals Section immediately if she wished to participate. She did not and therefore did not participate in the hearing. The employer participated by Nicole Jones, Inventory Crew Leader.

FINDINGS OF FACT:

The administrative law judge, having considered all of the evidence in the record, finds that: The Findings of Fact set forth in the decision in appeal 06A-UI-03942-DWT are adopted and incorporated herein as if set forth at length.

REASONING AND CONCLUSIONS OF LAW:

The Reasoning and Conclusions of Law of the administrative law judge in appeal 06A-UI-03942-DWT are adopted and incorporated herein as if set forth at length.

DECISION:

The representative's March 28, 2006 decision (reference 01) is reversed. The claimant voluntarily left work without good cause attributable to the employer. Benefits are withheld until she has worked in and has been paid wages for insured work equal to ten times her weekly benefit amount, provided she is otherwise eligible. As previously ordered, the claimant is overpaid benefits in the amount of \$1,183.00 for the weeks ending March 11 through April 22, 2006.

bas/kkf