

BEFORE THE
EMPLOYMENT APPEAL BOARD
Lucas State Office Building
Fourth floor
Des Moines, Iowa 50319

SUSIE L WASHINGTON	:	
	:	
Claimant,	:	HEARING NUMBER: 09B-UI-00987
	:	
and	:	
	:	EMPLOYMENT APPEAL BOARD
	:	DECISION
HAWKEYE COMMUNITY COLLEGE	:	
	:	
Employer.		

NOTICE

THIS DECISION BECOMES FINAL unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT IS FILED WITHIN 30 days** of the date of the Board's decision.

A **REHEARING REQUEST** shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

SECTION: 96.5-2-a

DECISION

UNEMPLOYMENT BENEFITS ARE ALLOWED IF OTHERWISE ELIGIBLE

The employer appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. The administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED**.

John A. Peno

Elizabeth L. Seiser

RRA/ss

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CONCURRING OPINION OF MONIQUE KUESTER: It is unfortunate that the Claimant was ill but she failed to share this information with the Employer until well after the termination. Thus the Employer was perfectly justified in terminating the Claimant. Unfortunately the Employer delayed its decision too long after having all the information in, (Tran at p. 10), and with no interim notice to the Claimant that discharge was being considered.

Monique F. Kuester

RRA/ss