

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**SHAWNELL L HOEPPNER**

Claimant

**APPEAL 17A-UI-12046-LJ-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**AGRI-MANAGEMENT FARM SERVICES LL**

Employer

**OC: 11/05/17**

**Claimant: Respondent (1)**

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Iowa Code § 96.5(1) – Voluntary Quitting – Layoff Due to Lack of Work  
Iowa Admin. Code r. 871-24.1(113) – Definitions – Separations

**STATEMENT OF THE CASE:**

The employer filed an appeal from the November 17, 2017 (reference 01) unemployment insurance decision that allowed benefits based upon a determination that claimant was laid off due to a lack of work. The parties were properly notified of the hearing. A telephone hearing was held on December 14, 2017. The claimant, Shawnell L. Hoeppner, participated. The employer, Agri-Management Farm Services, participated through Richard Isaacson, Owner.

**ISSUE:**

Was the claimant laid off due to a lack of work?

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds: Claimant was employed full-time, most recently as an appraisal assistant, from December 2015 until November 3, 2017, when she was laid off due to a lack of work. On October 3, the employer notified claimant that it was revisiting its staffing needs and determined that it would be eliminating her position. Claimant was not offered any additional work once her position was eliminated.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow, the administrative law judge concludes claimant was laid off due to a lack of work. Benefits are allowed.

Iowa Code section 96.5(1) provides:

An individual shall be disqualified for benefits:

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.

Iowa Admin. Code r. 871-24.1(113)a provides:

**Separations.** All terminations of employment, generally classifiable as layoffs, quits, discharges, or other separations.

a. Layoffs. A layoff is a suspension from pay status initiated by the employer without prejudice to the worker for such reasons as: lack of orders, model changeover, termination of seasonal or temporary employment, inventory-taking, introduction of laborsaving devices, plant breakdown, shortage of materials; including temporarily furloughed employees and employees placed on unpaid vacations.

In this case, the employer eliminated claimant's position and had no work available for her. Therefore, this separation is considered a layoff due to a lack of work. Benefits are allowed, provided claimant is otherwise eligible to receive them.

**DECISION:**

The November 17, 2017 (reference 01) unemployment insurance decision is affirmed. Claimant was laid off due to a lack of work. Benefits are allowed, provided she is otherwise eligible.

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Elizabeth A. Johnson  
Administrative Law Judge

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Decision Dated and Mailed

lj/scn