

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

LUCINDA R MARTIN
Claimant

APPEAL NO. 17A-UI-03568-B2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

NELLIS MANAGEMENT COMPANY
Employer

OC: 03/05/17
Claimant: Appellant (1)

Iowa Code § 96.5-1 – Voluntary Quit

STATEMENT OF THE CASE:

Claimant filed an appeal from a decision of a representative dated March 24, 2017, reference 01, which held claimant ineligible for unemployment insurance benefits. After due notice, a hearing was scheduled for and held on April 27, 2017. Claimant participated. Employer participated by Bob Mathis.

ISSUE:

The issue in this matter is whether claimant quit for good cause attributable to employer.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: Claimant last worked for employer on March 3, 2017. Claimant quit by not returning to work after that date.

Claimant stated that she'd gotten into an argument with another crew chief who was in a bad mood. The two people were yelling and cussing at one another while at work. The manager sent claimant home for the day, and a meeting was set up for all involved parties to meet with the district manager. At the meeting, the district manager spoke with each of the parties, and stated that all parties should just work to get along.

Claimant was upset that nothing further was done. When asked what she wanted to be done, claimant at first stated that she really didn't want anything else to be done, then suggested that the right move might have been to terminate both the claimant and her coworker.

REASONING AND CONCLUSIONS OF LAW:

The administrative law judge holds that the evidence has failed to establish that claimant voluntarily quit for good cause attributable to employer when claimant terminated the employment relationship because she was upset about a meeting held with a district manager that resulted in the manager just asking all parties to work to get along.

Iowa Code § 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.

DECISION:

The decision of the representative dated March 24, 2017, reference 01, is affirmed. Unemployment insurance benefits shall be withheld until claimant has worked in and been paid wages for insured work equal to ten times claimant's weekly benefit amount, provided claimant is otherwise eligible.

Blair A. Bennett
Administrative Law Judge

Decision Dated and Mailed

bab/rvs