

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

JERRY P GROOM
Claimant

APPEAL NO. 08A-UI-04302-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

ADVANCE SERVICES INC
Employer

**OC: 04/06/08 R: 03
Claimant: Appellant (1)**

Section 96.5-1 - Voluntary Quit

STATEMENT OF THE CASE:

The claimant appealed an unemployment insurance decision dated April 25, 2008, reference 01, that concluded he voluntarily quit employment without good cause attributable to the employer. A telephone hearing was held on May 19, 2008. The parties were properly notified about the hearing. The claimant participated in the hearing with a witness, Cheryl Groom. Anna Garcia participated in the hearing on behalf of the employer with a witness, Tamra Dostart. Exhibits A and B were admitted into evidence at the hearing.

ISSUE:

Did the claimant voluntarily quit employment without good cause attributable to the employer?

FINDINGS OF FACT:

The employer is a staffing service that provides workers to client businesses on a temporary or indefinite basis. The last period of employment the claimant had with the employer was from March 13 to March 24, 2008. He worked as a welder on an assignment at Alsides company.

The claimant left work early on March 24 because he had an episode in which he blacked out while working. He went to the doctor and later was hospitalized. The doctor and hospital staff were not able to diagnose the claimant's condition. The claimant called in sick from March 25 through March 28. The claimant did not want to work at Alsides anymore because he suspected that he had blacked out due to someone secretly giving him a drug at work. This suspicion was not based on real evidence; it was just a feeling he had. He tried to get the employer to assign him to a different company, but the employer did not have any further work for him, so the claimant quit his employment.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether the claimant voluntarily quit employment without good cause attributable to the employer.

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.

The evidence fails to show any good cause attributable to the employer for quitting his employment. His contention that he was drugged at work is unsubstantiated by any real evidence.

DECISION:

The unemployment insurance decision dated April 25, 2008, reference 01, is affirmed. The claimant is disqualified from receiving unemployment insurance benefits until he has been paid wages for insured work equal to ten times his weekly benefit amount, provided he is otherwise eligible.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

saw/kjw