

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

SHERRI L MEYLOR  
14497 BUCKEYE AVE  
WHITING IA 51063-8756

MCI NETWORK SERVICES INC  
c/o TALX UC EXPRESS  
PO BOX 283  
ST LOUIS MO 63166-0283

Appeal Number: 06A-UI-02133-CT  
OC: 01/25/06 R: 01  
Claimant: Appellant (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, 4<sup>th</sup> 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.

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(Administrative Law Judge)

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(Decision Dated & Mailed)

Section 96.5(1) – Voluntary Quit

STATEMENT OF THE CASE:

Sherri Meylor filed an appeal from a representative's decision dated February 15, 2006, reference 01, which denied benefits based on her separation from MCI Network Services, Inc. (MCI). After due notice was issued, a hearing was held by telephone on March 13, 2006. Ms. Meylor participated personally. The employer did not respond to the notice of hearing.

FINDINGS OF FACT:

Having heard the testimony of the witness and having reviewed all of the evidence in the record, the administrative law judge finds: Ms. Meylor was employed by MCI from January 20, 1986 until July 19, 2005 as a full-time customer service representative. She left the employment on the advice of her doctor because of work-related stress. Ms. Meylor suffers from obsessive compulsive disorder. Her doctor has advised her that she will never be able to return to her job at MCI because of the amount of stress it involves.

REASONING AND CONCLUSIONS OF LAW:

At issue in this matter is whether Ms. Meylor was separated from employment for any disqualifying reason. An individual who quits employment is disqualified from receiving job insurance benefits unless the quit was for good cause attributable to the employer. Iowa Code section 96.5(1). Ms. Meylor quit on the advice of her doctor because stress at the workplace aggravated her obsessive compulsive disorder. Therefore, it is concluded that she left the employment for good cause attributable to the employment itself. Good cause attributable to the employer does not require fault or wrong-doing on the part of the employer. Raffety v. Iowa Employment Security Commission, 76 N.W.2d 787 (Iowa 1956). For the reasons stated herein, Ms. Meylor is allowed job insurance benefits.

DECISION:

The representative's decision dated February 15, 2006, reference 01, is hereby reversed. Ms. Meylor left her employment with MCI for good cause attributable to the employment. Benefits are allowed, provided she satisfies all other conditions of eligibility.

cfc/kkf