

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**RAYMOND E BURKETT**  
Claimant

**APPEAL NO. 09A-UI-07254-SWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**GMRI INC**  
Employer

**OC: 04/05/09**  
**Claimant: Appellant (1)**

Section 96.5-1 - Voluntary Quit

**STATEMENT OF THE CASE:**

The claimant appealed an unemployment insurance decision dated May 4, 2009, reference 01, that concluded he was discharged for work-connected misconduct. A telephone hearing was held on June 4, 2009. The parties were properly notified about the hearing. The claimant participated in the hearing. Kurt Isenberger participated in the hearing on behalf of the employer.

**ISSUE:**

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

**FINDINGS OF FACT:**

The claimant worked full time as a dishwasher for the employer from October 13, 2008, to March 15, 2009. The claimant was informed and understood that under the employer's work rules, employees were required to notify the employer if they were not able to work as scheduled.

The claimant's car was repossessed. He had arranged to ride with a coworker to work, but as of March 16 the coworker declined to give the claimant a ride to work because the coworker was unhappy about having to drop the claimant's children off at the babysitter before reporting to work. The claimant called in on March 16 and 17 to report that he had lost his transportation and would not be at work. The claimant stopped calling in after that because no one with the employer had called him back.

The claimant quit employment due to lack of transportation. No manager had informed the claimant that he was fired; he stopped reporting to work and stopped calling in.

**REASONING AND CONCLUSIONS OF LAW:**

The unemployment insurance law disqualifies claimants who voluntarily quit employment without good cause attributable to the employer. Iowa Code section 96.5-1. Under the

unemployment insurance rules, a person who quits employment due to lack of transportation has quit without good cause attributable to the employer. 871 IAC 24.25(1).

Based on the statute and rule, the claimant voluntarily quit employment without good cause attributable to the employer.

**DECISION:**

The unemployment insurance decision dated May 4, 2009, 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.

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Steven A. Wise  
Administrative Law Judge

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Decision Dated and Mailed

saw/pjs