

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**HANNAH N PERKINS**  
Claimant

**APPEAL NO. 12A-UI-11079-ST**

**WESLEYLIFE**  
Employer

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 08/19/12**  
**Claimant: Appellant (6)**

Section 96.5-1-b – Voluntary Quit/Military Spouse

**STATEMENT OF THE CASE:**

The claimant appealed a department representative's decision dated September 12, 2012, reference 03, that held she voluntarily quit without good cause on August 12, 2012, and benefits are denied. A hearing was held on October 10, 2012.

**ISSUE:**

The issue is whether the claimant voluntary quit with good cause attributable to the employer.

**FINDINGS OF FACT:**

The administrative law judge having considered the evidence in the record, finds that: The department decision issued in this matter is a duplicate decision to the one issued September 12, 2012 reference 02. The claimant's August 12, 2012 employment separation has been adjudicated in Appeal 12A-UI-11078-ST.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Code section 96.5-1-b 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. But the individual shall not be disqualified if the department finds that:

b. The individual's leaving was caused by the relocation of the individual's spouse by the military. The employer's account shall not be charged for any benefits paid to an individual who leaves due to the relocation of a military spouse. Relief of charges under this paragraph applies to both contributory and reimbursable employers, notwithstanding section 96.8, subsection 5.

The administrative law judge concludes this is a duplicate decision to September 12, reference 02, and this matter is dismissed. Claimant is allowed benefits, and the employer's account is not charged.

**DECISION:**

The decision of the department representative dated September 12, 2012, reference 03, is set aside and dismissed. The claimant is entitled to benefits by the September 12, 2012 department decision, reference 02, that is modified in her favor. The employer is not charged.

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Randy L. Stephenson  
Administrative Law Judge

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Decision Dated and Mailed

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