

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

NOVEM L BUSCH
Claimant

APPEAL NO. 13A-UI-09744-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

PATRICK WHITE
RYAN COMPANIES US INC
Employer

OC: 07/28/13
Claimant: Appellant (2)

871 IAC 24.1(113)a - Layoff

STATEMENT OF THE CASE:

The claimant appealed an unemployment insurance decision dated August 19, 2013, reference 01, that concluded she voluntarily quit employment without good cause. A telephone hearing was held on September 26, 2013. The parties were properly notified about the hearing. The claimant participated in the hearing. Samatha Ward participated in the hearing on behalf of the employer.

ISSUE:

Was the claimant laid off due to lack of work?

FINDINGS OF FACT:

The claimant last worked for the employer as a laborer on a demolition project from July 22 to July 24, 2013, and afterward was laid off due to lack of work.

REASONING AND CONCLUSIONS OF LAW:

The unemployment insurance law disqualifies claimants who voluntarily quit employment without good cause attributable to the employer or who are discharged for work-connected misconduct. Iowa Code § 96.5-1 and 96.5-2-a. On the other hand, a person who is laid off due to lack of work is eligible for benefits. 871 IAC 24.1(113)a. In this case, the claimant is eligible because she completed the work assigned and was laid off.

DECISION:

The unemployment insurance decision dated August 19, 2013, reference 01, is reversed. The claimant is qualified to receive unemployment insurance benefits, if she is otherwise eligible.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

saw/pjs