

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**MARK K STURM**  
Claimant

**APPEAL NO. 10A-EUCU-00055-CT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**LABOR READY MIDWEST INC**  
Employer

**OC: 08/17/08**  
**Claimant: Appellant (1)**

Section 96.5(1) – Voluntary Quit

**STATEMENT OF THE CASE:**

Mark Sturm filed an appeal from a representative's decision dated January 11, 2010, reference 03, which denied benefits based on his separation from Labor Ready Midwest, Inc. After due notice was issued, a hearing was held by telephone on March 9, 2010. The employer participated by Michael Nicolosi, Branch Manager. Exhibits One, Two, and Three were admitted on the employer's behalf. Mr. Sturm did not respond to the notice of hearing.

**ISSUE:**

At issue in this matter is whether Mr. Sturm was separated from employment for any disqualifying reason.

**FINDINGS OF FACT:**

Having heard the testimony and having reviewed all of the evidence in the record, the administrative law judge finds: Mr. Sturm was employed by Labor Ready from August 11 through August 13, 2009. He was on a six-week assignment at Sherwin-Williams when he stopped reporting for available work. He knew he was to return to the assignment on August 14 but did not do so. He did not contact either Labor Ready or Sherwin-Williams concerning his intentions. Labor ready has not had contact with Mr. Sturm since August 13, 2009.

**REASONING AND CONCLUSIONS OF LAW:**

Mr. Sturm was hired for placement in temporary work assignments. An individual so employed must complete his last assignment in order to avoid the voluntary quit provisions of the law. See 871 IAC 24.26(19), (22). Mr. Sturm did not complete his assignment with Sherwin-Williams. Therefore, his separation of August 14, 2009 was a voluntary quit. An individual who leaves employment voluntarily is disqualified from receiving job insurance benefits unless the quit was for good cause attributable to the employer. Iowa Code section 96.5(1).

Mr. Sturm did not participate in the hearing to explain why he stopped reporting to his assignment. The evidence of record does not establish any good cause attributable to the employer. As such, he is disqualified from receiving benefits.

**DECISION:**

The representative's decision dated January 11, 2010, reference 03, is hereby affirmed. Mr. Sturm voluntarily quit his employment with Labor Ready for no good cause attributable to the employer. Benefits are denied until he has worked in and been paid wages for insured work equal to ten times his weekly job insurance benefit amount, provided he is otherwise eligible.

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Carolyn F. Coleman  
Administrative Law Judge

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Decision Dated and Mailed

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