

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RICK L DOPPENBERG
Claimant

APPEAL NO. 09A-UI-02099-HT

**ADMINISTRATIVE LAW JUDGE
DECISION**

SECURITAS SECURITY SERVICES USA
Employer

**OC: 11/30/08 R: 01
Claimant: Appellant (2)**

Section 96.5(1) – Quit

STATEMENT OF THE CASE:

The claimant, Rick Doppenberg, filed an appeal from a decision dated February 4, 2009, reference 01. The decision disqualified him from receiving unemployment benefits. After due notice was issued, a hearing was held by telephone conference call on February 26, 2009. The claimant participated on his own behalf. The employer, Securitas Security Services USA (Securitas), did not provide a telephone number where a witness could be contacted and did not participate.

ISSUE:

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

FINDINGS OF FACT:

Rick Doppenberg was employed by Securitas from January 1, 2008 until November 24, 2008 as a part-time security guard at Bison Renewable Energy in Hull, Iowa. On November 24, 2008, Jerald, a supervisor, called the claimant to say he was being laid off. The client company no longer had the resources to pay for the security service. Mr. Doppenberg had heard rumors of the possible layoff some time before and had contacted the corporate office in Sioux City, Iowa, to ask if any other work was available and he was told there was not.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.5-1 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.

The record establishes the claimant did not quit but was laid off for lack of work. This is not a disqualifying separation and disqualification may not be imposed.

DECISION:

The representative's decision of February 4, 2009, reference 01, is reversed. Rick Doppenberg is qualified for benefits, provided he is otherwise eligible.

Bonny G. Hendricksmeier
Administrative Law Judge

Decision Dated and Mailed

bgh/css