

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RICHARD A GUIDER
Claimant

APPEAL NO. 07A-UI-03102-MT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**CLEAR CREEK-AMANA COMM SCHOOL
DISTRICT**
Employer

**OC: 01/07/07 R: 03
Claimant: Respondent (4)**

Section 96.5-1 – Voluntary Quit

STATEMENT OF THE CASE:

Employer filed an appeal from a decision of a representative dated March 14, 2007, reference 03, which held claimant eligible for unemployment insurance benefits. After due notice, a telephone conference hearing was scheduled for and held on May 8, 2007. Claimant participated. Employer participated by Paula Vincent, Superintendent of Schools. Claimant responded to the hearing notice and did not participate as he was not available. Exhibit A was admitted into evidence.

ISSUE:

The issue in this matter is whether claimant quit for good cause attributable to employer.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: Claimant last worked for employer on January 25, 2006. Claimant was hired as a full time custodian. Claimant worked two days and then quit. Continued work was available. Claimant gave no reason for the voluntary termination of employment.

Claimant after the separation has worked in and earned wages equal to ten times the weekly benefit amount.

REASONING AND CONCLUSIONS OF LAW:

The administrative law judge holds that the evidence has failed to establish that claimant voluntarily quit for good cause attributable to employer when claimant terminated the employment relationship because of job abandonment. This is a personal reason for a quit. Claimant is disqualified by the separation. However, claimant has earned sufficient wages to requalify for benefits after the separation. Benefits allowed.

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.

DECISION:

The decision of the representative dated March 14, 2007, reference 03, is modified. Claimant quit without good cause attributable to employer. Claimant has requalified for benefits. Unemployment insurance benefits are allowed, provided claimant is otherwise eligible.

Marlon Mormann
Administrative Law Judge

Decision Dated and Mailed

mdm/css