

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

HEATHER L POWELL
Claimant

APPEAL NO: 12A-UI-03114-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

IOWA PHYSICIANS CLINIC MEDICAL
Employer

OC: 02/12/12
Claimant: Appellant (1)

Iowa Code § 96.5(1) – Voluntary Quit

PROCEDURAL STATEMENT OF THE CASE:

The claimant appealed a representative's March 22, 2012 determination (reference 01) that disqualified her from receiving benefits and held the employer's account exempt from charge because she voluntarily quit her employment for reasons that do not qualify her to receive benefits. The claimant participated in the hearing. Deena White, the clinic administrator, appeared on the employer's behalf. Based on the evidence, the arguments of the parties, and the law, the administrative law judge finds the claimant is not qualified to receive benefits.

ISSUE:

Did the claimant voluntarily quit her employment for reasons that qualify her to receive benefits?

FINDINGS OF FACT:

The claimant started working for the employer in March 2007 as a full-time patient service representative. She worked 7 a.m. to 3:30 p.m.

After the claimant decided to continue her education as a full-time student, she gave the employer her resignation notice on January 20, 2012. The claimant informed the employer that her last day of work would be February 3, 2012. The claimant quit because she had classes 8:30 a.m. to 4 p.m. and could not work and go to school at the same time.

REASONING AND CONCLUSIONS OF LAW:

A claimant is not qualified to receive unemployment insurance benefits if she voluntary quits employment without good cause attributable to the employer. Iowa Code § 96.5(1). When a claimant quits, she has the burden to establish she quit for reasons that qualify her to receive benefits. Iowa Code § 96.6(2).

The law presumes a claimant quits employment without good cause attributable to the employer when she leaves employment to go to school. 871 IAC 24.25(26). The claimant established personal reasons for quitting. Even though she is commended for continuing her education, for

unemployment insurance purposes she quit for a reason that does not qualify her to receive benefits. Therefore, as of February 12, 2012, the claimant is not qualified to receive benefits.

DECISION:

The representative's March 22, 2012 determination (reference 01) is affirmed. The claimant voluntarily quit her employment for a compelling personal reason, but this reason does not qualify her to receive benefits. The claimant is disqualified from receiving unemployment insurance benefits as of February 12, 2012. This disqualification continues until she has been paid ten times her weekly benefit amount for insured work, provided she is otherwise eligible. The employer's account will not be charged.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs