

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

EDINA VEJZOVIC

Claimant

APPEAL NO. 09A-UI-05421-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

WAL-MART STORES INC

Employer

Original Claim: 02/15/09

Claimant: Appellant (1)

Section 96.5-1 - Voluntary Quit

STATEMENT OF THE CASE:

The claimant, Edina Vejzovic, appealed an unemployment insurance decision dated March 31, 2009, reference 01, that concluded she voluntarily quit employment without good cause attributable to the employer. A telephone hearing was held on May 20, 2009. The parties were properly notified about the hearing. Vejzovic participated in the hearing with the assistance of an interpreter, Aldijana Rodoncic. Elizabeth Fouts participated in the hearing on behalf of the employer.

ISSUE:

Did Edina Vejzovic voluntarily quit employment without good cause attributable to the employer?

FINDINGS OF FACT:

Edina Vejzovic worked full time for the employer from September 17, 2007, to February 13, 2009. She voluntarily quit employment on February 13, 2009, after she was warned by her supervisor about taking a late lunch hour.

She quit employment because she was dissatisfied with her work shift. She had school-age children and, with her work schedule, she was not available to get them ready for school in the morning or pick them up after school. The employer never promised the claimant any specific work shift, and the work shift she had was consistent with an availability form she had filed out.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether Edina Vejzovic voluntarily quit employment without good cause attributable to the employer.

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.

Vejzovic has not established good cause for quitting her job. The employer never guaranteed her any specific work shift or promised that she would be able to transfer to another shift.

DECISION:

The unemployment insurance decision dated March 31, 2009, reference 01, is affirmed. Edina Vejzovic is disqualified from receiving unemployment insurance benefits until she has been paid wages for insured work equal to ten times her weekly benefit amount, provided she is otherwise eligible.

Steven A. Wise
Administrative Law Judge

Decision Dated and Mailed

saw/kjw