

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

SHANNON M TATE
Claimant

APPEAL NO. 14A-UI-08819-SWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

L A LEASING INC
Employer

**OC: 07/13/14
Claimant: Respondent (2)**

Section 96.5-1 - Voluntary Quit

STATEMENT OF THE CASE:

The employer appealed an unemployment insurance decision dated August 14, 2014, reference 03, that concluded the claimant voluntarily quit employment with good cause attributable to the employer. A telephone hearing was held on September 11, 2014. The parties were properly notified about the hearing. The claimant failed to participate in the hearing. Colleen McGuinty participated in the hearing on behalf of the employer with a witness, Corey Mesta.

ISSUE:

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

FINDINGS OF FACT:

The employer is a staffing company that provides workers to client businesses on a temporary or indefinite basis. The claimant worked for the employer for its client Rock Tenn in Iowa City from November 13, 2013, to May 12, 2014.

The claimant was called back to work at Rock Tenn on May 10, 2014. The assignment was full time and would have provided the claimant 40 hours of work per week. The job had no definite ending date.

On May 13, 2014, the claimant called the employer and left a message that she would not be reporting to work that day because she had fallen on the bus on the way to work. She stated that she would be reporting to work on May 14, if she felt better. The claimant never returned to work, never called the employer, and the employer has not heard from her since the message left on May 13. Continuing work was available to the claimant if she had returned to work.

REASONING AND CONCLUSIONS OF LAW:

The unemployment insurance law disqualifies claimants who voluntarily quit employment without good cause attributable to the employer. Iowa Code § 96.5-1. The evidence

establishes the claimant voluntarily quit employment. No good cause attributable to the employer for quitting has been shown.

DECISION:

The unemployment insurance decision dated August 14, 2014, reference 03, is reversed. The claimant 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/css