

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ELIZABETH A JOHNSON
Claimant

APPEAL NO: 09A-UI-08445-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

SYNOVATE INC
Employer

OC: 06/06/09
Claimant: Respondent (4)

Section 96.5-1 – Voluntary Quit

STATEMENT OF THE CASE:

Synovate, Inc. (employer) appealed a representative's June 4, 2009 decision (reference 04) that concluded Elizabeth A. Johnson (claimant) was qualified to receive benefits, and the employer's account was subject to charge because the claimant voluntarily quit her employment for reasons that qualify her to receive benefits. After hearing notices were mailed to the parties' last-known addresses of record, a telephone hearing was held on June 29, 2009. The claimant did not respond to the hearing or participate in the hearing. Dorothy Hayes represented the employer. Monica Harter, a human resource generalist, testified on the employer's behalf. Based on the evidence, the arguments of the employer, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

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 on March 18, 2008. The claimant worked as a part-time interviewer in Ottumwa. On June 2, 2008, the claimant called and told the employer's receptionist she was quitting effective immediately because she was moving or had moved to another area.

The claimant established a claim for benefits during the week of April 12, 2009. After the claimant worked for the employer, but before she established her claim for benefits, she requalified by earning ten times her weekly benefit amount from other employer(s).

REASONING AND CONCLUSIONS OF LAW:

A claimant is not qualified to receive unemployment insurance benefits if she voluntarily quits employment without good cause attributable to the employer. Iowa Code § 96.5-1. Based on the evidence presented during the hearing, the claimant voluntarily quit her employment on June 2, 2008. When a claimant quits, she has the burden to establish she quit her employment for reasons that qualify her to receive benefits. Iowa Code § 96.6-2.

The law presumes a claimant quits employment without good cause when she leaves to relocate to another locality. 871 IAC 24.25(2). The facts presented during the hearing establish the claimant quit her employment for disqualifying reasons. However, the claimant earned ten times her weekly benefit amount between June 2, 2008 and April 12, 2009. Therefore, she has requalified to receive benefits. The claimant is qualified to receive benefits as of April 12, 2009, but the employer's account will not be charged.

DECISION:

The representative's June 4, 2009 decision (reference 04) is modified in the employer's favor. The claimant voluntarily quit her part-time job without good cause. Therefore, the employer's account will not be charged. Between June 2, 2008, and April 12, 2009, the claimant earned ten times her weekly benefit amount and has requalified to receive benefits. Therefore, as of April 12, 2009, the claimant is qualified to receive benefits, provided she meets all other eligibility requirements.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css