

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**KYLE T KOSSEL**  
Claimant

**APPEAL NO. 14A-UI-01036-VST**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**FEDEX GROUND PACKAGE SYSTEM INC**  
Employer

**OC: 12/22/13**  
**Claimant: Appellant (2)**

Section 96.5-1 - Voluntary Quit  
871 IAC 24.27 - Voluntary Quit of Part-time Job

**STATEMENT OF THE CASE:**

The claimant appealed an unemployment insurance decision dated January 21, 2014, reference 02, which concluded the claimant voluntarily quit employment without good cause attributable to the employer. A telephone hearing was held on February 18, 2014. The parties were properly notified about the hearing. The claimant participated in the hearing. Bronson Seymour, pick up and delivery manager, participated in the hearing on behalf of the employer. The record consists of the testimony of Kyle Kossel and the testimony of Bronson Seymour. Official notice is taken of agency records.

**ISSUE:**

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

**FINDINGS OF FACT:**

The claimant worked part-time for the employer as a packager/handler from December 10, 2012 to December 13, 2013. The claimant voluntarily quit his part-time job because he had been laid off by his primary employer, the Iowa Department of Natural Resources, and he needed to move back to Wisconsin.

The claimant filed a new claim for unemployment insurance benefits with an effective date of December 22, 2013. The claimant's wages during his base period included wages from the claimant's part-time employment with this employer plus wages of another part-time employer and wages with the claimant's full-time employer, the Iowa Department of Natural Resources. The claimant's average weekly wage during his high quarter was \$469.03.

**REASONING AND CONCLUSIONS OF LAW:**

The issue in this case is whether the claimant voluntarily quit employment without good cause attributable to the employer, which is grounds for disqualification under Iowa Code § 96.5-1.

871 IAC 24.27 provides that a claimant who voluntarily quits part-time employment without good cause and has not requalified for benefits, yet is otherwise monetarily eligible for benefits based on wages paid by the regular or other base period employers, shall not be disqualified for voluntarily quitting the part-time employment. Instead, the benefits payments will be made based on the wages from the other employers, and the part-time employer's account will not be charged for benefits paid.

The claimant voluntarily quit employment without good cause attributable to the employer. The job, however, was part time, and the claimant has sufficient wages from other employers to qualify to receive unemployment insurance benefits. Pursuant to the rule, the employer's account will not be subject to charge for benefits paid to the claimant.

**DECISION:**

The unemployment insurance decision dated January 21, 2014, reference 02, is reversed. The claimant is qualified to receive unemployment insurance benefits, provided he is otherwise eligible. The employer's account will be exempt from charge for benefits paid to the claimant.

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Vicki L. Seeck  
Administrative Law Judge

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Decision Dated and Mailed

vls/pjs