

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RANDEE M BAKLUND
Claimant

APPEAL NO: 14A-UI-04362-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

STREAM INTERNATIONAL INC
Employer

OC: 03/23/14
Claimant: Appellant (4)

Iowa Code § 96.5(1) - Voluntary Quit

PROCEDURAL STATEMENT OF THE CASE:

The claimant appealed a representative's April 16, 2014 determination (reference 03) that disqualified her from receiving benefits and held the employer's account exempt from charge because she voluntarily quit this employment for reasons that do not qualify her to receive benefits. The claimant participated at the May 30 hearing. Bong Chanthavong, a human resource generalist, appeared on the employer's behalf. Based on the evidence, the arguments of the parties, and the law, the administrative law judge concludes the claimant is eligible to receive benefits and the employer's account will not be charged.

ISSUES:

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

Has the claimant earned requalifying wages?

FINDINGS OF FACT:

The claimant started working for the employer on December 17, 2012. She worked as a full-time employer until early December 2013. The claimant resigned this employment because she was moving to Cedar Rapids. The claimant worked in the Sioux City area.

After the claimant's employment ended, she worked for the following employers and earned wages between December 5, 2013 and March 23, 2014.

Employer	12-5 to 31-13	1-1 to 3-23-14
LABOR READY MIDWEST	\$ 256	\$ 38
QPS EMPLOYMENT GROUP, INC	\$ 315	\$1845
WHIRLPOOL CORPORATION		\$1818

The claimant established a claim for benefits during the week of March 23, 2014. Her maximum weekly benefit amount is \$260. The employer is one of her base period employers.

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). 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 for reasons that do not qualify her when she leaves to move to another locality. 871 IAC 24.25((2)).

The claimant quit this employment for reasons that do not qualify her to receive benefits. As of December 5, 2013, the claimant is disqualified from receiving unemployment insurance benefits. This disqualification continues until she has been paid ten times her weekly benefit amount for insured work, provided she is otherwise eligible. Between December 5, 2013, and March 23, 2014, the claimant has worked and earned more than \$2,600 in gross wages. The claimant earned requalifying wages. Therefore, as of March 23, 2014, the claimant is eligible to receive benefits. The employer's account will not be charged. (Iowa Code § 96.7(2)a.)

DECISION:

The representative's April 16, 2014 determination (reference 03) is modified in the claimant's favor. The claimant voluntarily quit her employment without good cause attributable to the employer. Therefore, the employer's account will not be charged. After the claimant worked for the employer but before she established her claim during the week of March 23, 2014, the claimant earned requalifying wages. As a result, the claimant is eligible to receive benefits as of March 23, 2014.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css