

**IOWA WORKFORCE DEVELOPMENT
Unemployment Insurance Appeals Section
1000 East Grand—Des Moines, Iowa 50319
DECISION OF THE ADMINISTRATIVE LAW JUDGE
68-0157 (7-97) – 3091078 - EI**

**AZOR CONGERA
APT D
4881 - 1ST AVE SW
CEDAR RAPIDS IA 52405-4205**

**L A LEASING INC
SEDONA STAFFING
612 VALLEY DR
MOLINE IL 61265**

**Appeal Number: 06A-UI-04859-SWT
OC: 04/02/06 R: 03
Claimant: Appellant (2)**

This Decision Shall Become Final, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the **Employment Appeal Board, 4th Floor—Lucas Building, Des Moines, Iowa 50319.**

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to Workforce Development. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

(Administrative Law Judge)

(Decision Dated & Mailed)

Section 96.5-1-j – Layoff From Temporary Employment

STATEMENT OF THE CASE:

The claimant appealed an unemployment insurance decision dated May 5, 2006, reference 01, that concluded the claimant voluntarily quit employment without good cause attributable to the employer. A telephone hearing was scheduled for May 22, 2006. The parties were properly notified about the hearing. Neither party participated in the hearing. Based on the file and the law, the following findings of fact, reasoning and conclusions of law, and decision are entered. As part of the file, the employer sent in a letter stating that it was not participating in the hearing and that the claimant had checked with the employer regarding another assignment within three days of the completion of his temporary work assignment.

FINDINGS OF FACT:

The employer is a staffing service that provides workers to client businesses on a temporary or indefinite basis. The claimant worked for the employer from April 18, 2005, to December 2,

2005. He completed his job assignment and contacted the employer within three days seeking a new assignment.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code section 96.5-1-j provides that individuals employed by a temporary agency must contact their employer within three working days after the completion of a work assignment and seek a new assignment or they will be considered to have voluntarily quit employment without good cause attributable to the employer, provided that the employer has given them a statement to read and sign that advises them of these requirements.

The claimant is qualified to receive unemployment insurance benefits since he completed his last work assignment and contacted the employer within three days seeking a new assignment.

DECISION:

The unemployment insurance decision dated May 5, 2006, reference 01, is reversed. The claimant is qualified to receive unemployment insurance benefits, if he is otherwise eligible.

saw/pjs