

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**LOLA F REED**

Claimant

**APPEAL NO. 09O-UI-10041-CT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**CUATRO SERVICES**

Employer

**Original Claim: 03/08/09  
Claimant: Respondent (2)**

Section 96.5(1) – Voluntary Quit  
Section 96.6(2) – Timeliness of Protests

**STATEMENT OF THE CASE:**

Cuatro Services filed an appeal from a representative's decision dated April 27, 2009, reference 04, which held that the protest to Lola Reed's claim had not been filed timely. After due notice was issued, a hearing was held by telephone on June 1, 2009. The June 1, 2009 decision of the administrative law judge reversed the determination and denied benefits to Ms. Reed. She filed a further appeal with the Employment Appeal Board, which, on July 13, 2009, remanded the matter for a new hearing because Ms. Reed had not received notice of the prior hearing.

Pursuant to the remand, due notice was issued scheduling the matter for a telephone hearing on July 29, 2009. Ms. Reed did not respond to the notice of hearing. The employer responded to the notice and provided a telephone number to participate. The employer had already provided testimony during the June 1 hearing. Because the remand was to allow Ms. Reed an opportunity to participate and she failed to respond to the notice, a new hearing was not conducted.

**ISSUE:**

The issues in this matter were whether the employer's protest was filed timely and, if so, whether Ms. Reed was separated from employment for any disqualifying reason.

**FINDINGS OF FACT:**

The "Findings of Fact" as set forth by Administrative Law Judge Julie Elder in the decision of June 1, 2009 are hereby incorporated as through fully set forth herein.

**REASONING AND CONCLUSIONS OF LAW:**

The "Reasoning and Conclusions of Law" of Judge Elder are hereby incorporated as through fully set forth herein.

**DECISION:**

The "Decision" of Judge Elder is hereby incorporated as through fully set forth herein.

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Carolyn F. Coleman  
Administrative Law Judge

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Decision Dated and Mailed

cfc/kjw