

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**JUSTIN L FAST**  
Claimant

**APPEAL NO. 13A-UI-10574-VST**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**J R MOTORSPORTS LTD**  
Employer

**OC: 08/04/13**  
**Claimant: Appellant (2)**

Section 96.5-1 – Voluntary Quit

**STATEMENT OF THE CASE:**

The claimant filed an appeal from a representative's decision dated September 10, 2013, reference 02, which held that the claimant was eligible for unemployment insurance benefits. After due notice, a hearing was held on October 9, 2013. The claimant failed to respond to the hearing notice and did not participate. Official notice is taken of the aplt screen, which shows that the claimant did not call in. A copy of the aplt screen is enclosed with the file. The employer, J R Motorsports Ltd, did not participate as it is no longer in business. The employer Karl Performance, participated by David Johnson, general manager, and Kim Kaplan, former administrator and employee benefits. The record consists of the testimony of David Johnson.

**ISSUE:**

Whether the claimant voluntarily left for good cause attributable to the employer.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony of the witness and having considered all of the evidence in the record, makes the following findings of fact:

Employer Karl Performance provides parts and services to high end performance vehicles. Karl Performance purchased some of the assets of J R Motorsports on April 1, 2012. The claimant was an employee of J R Motorsports. His employment was continued without interruption by Karl Performance. The claimant was never laid off. The claimant's employment was terminated by Karl Performance on August 6, 2013. That separation is not at issue in this case.

**REASONING AND CONCLUSIONS OF LAW:**

There was no separation of employment in this case on April 1, 2012. Karl Performance purchased some of the assets of J R Motorsports on April 1, 2012, and the claimant not laid off. His employment continued without interruption. Benefits are denied for any separation of employment on April 12, 2012.

**DECISION:**

The decision of the representative dated September 10, 2013, reference 02, is reversed. No unemployment insurance benefits are allowed for a separation of employment on April 1, 2012, as no layoff occurred.

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Vicki L. Seeck  
Administrative Law Judge

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Decision Dated and Mailed

vls/pjs