

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

---

**DAVID ARANA**  
Claimant

**PSSI**  
Employer

**APPEAL NO. 14A-UI-09151-SWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 08/03/14**  
**Claimant: Respondent (2)**

---

Section 96.5-1 - Voluntary Quit

**STATEMENT OF THE CASE:**

The employer appealed an unemployment insurance decision dated August 26, 2014, reference 02, that concluded the claimant voluntarily quit employment with good cause attributable to the employer. A telephone hearing was held on September 23, 2014. The parties were properly notified about the hearing. The claimant failed to participate in the hearing. Eloy Castillo participated in the hearing on behalf of the employer.

**ISSUE:**

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

**FINDINGS OF FACT:**

The claimant worked full time as a sanitation laborer for the employer at the Dakota City, Nebraska, Tyson plant from April 24, 2014, to May 2, 2014. The claimant was informed and understood that under the employer's work rules, employees were required to notify the employer if they were not able to work as scheduled and would be considered to have voluntarily quit employment after three days of absence without notice to the employer.

The claimant was absent from work without notice from May 3 to May 9, 2014. The employer considered that he had quit due to his failure to report to work and failure to notify the employer. The claimant came to the plant on May 9, to pick up his paycheck. He told the secretary at that time that he had quit because he did not like to get wet.

The claimant has not received any benefits since filing his claim effective August 3, 2014.

**REASONING AND CONCLUSIONS OF LAW:**

The unemployment insurance law disqualifies claimants who voluntarily quit employment without good cause attributable to the employer. Iowa Code § 96.5-1.

The fact that the claimant did not like getting wet in a job that involves cleaning does not establish good cause attributable to the employer for quitting.

**DECISION:**

The unemployment insurance decision dated August 26, 2014, reference 02, is reversed. The claimant is disqualified from receiving unemployment insurance benefits until he has been paid wages for insured work equal to ten times his weekly benefit amount, provided he is otherwise eligible.

---

Steven A. Wise  
Administrative Law Judge

---

Decision Dated and Mailed

saw/css