

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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

BRYAN BARLOW

Claimant

APPEAL NO: 19A-UI-07743-JE-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

DEERE & COMPANY

Employer

OC: 08/04/19

Claimant: Appellant (2)

Section 96 5-1 – Voluntary Leaving – Layoff
Section 96.4-3 – Able and Available for Work

STATEMENT OF THE CASE:

The claimant filed a timely appeal from the September 24, 2019, reference 01, decision that denied benefits. After due notice was issued, a hearing was held by telephone conference call before Administrative Law Judge Julie Elder on October 23, 2019. The claimant participated in the hearing. Janice Gordon, Human Resources Representative, participated in the hearing on behalf of the employer.

ISSUE:

The issue is whether the claimant was laid off the three weeks ending September 28, 2019, October 12, 2019 and October 19, 2019.

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds: The claimant was hired as a full-time assembler for Deere & Company February 12, 2007. He was laid off the weeks ending September 28, 2019, October 12, 2019 and October 19, 2019, due to a lack of work.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the claimant was laid off due to a lack of work.

Iowa Code section 96.5(1) provides:

An individual shall be disqualified for benefits, regardless of the source of the individual's wage credits:

1. Voluntary quitting. If the individual has left work voluntarily without good cause attributable to the individual's employer, if so found by the department.

The claimant was laid off due the weeks ending September 28, 2019, October 12, 2019 and October 19, 2019. The separation was attributable to a lack of work by the employer. Therefore, benefits are allowed.

DECISION:

The September 24, 2019, reference 01, decision is reversed. The claimant was laid off due to a lack of work. Benefits are allowed, provided the claimant is otherwise eligible.

Julie Elder
Administrative Law Judge

Decision Dated and Mailed

je/scn