

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

LANDON W DAVIS
Claimant

APPEAL NO: 12A-UI-13348-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

APAC CUSTOMER SERVICES OF IOWA
Employer

OC: 10/07/12
Claimant: Appellant (2)

Iowa Code § 96.5(1)a – Quit for Other Employment

PROCEDURAL STATEMENT OF THE CASE:

The claimant appealed a representative's November 1, 2012 determination (reference 01) that disqualified him from receiving benefits and held the employer's account exempt from charge because he voluntarily quit this employment without good cause. The claimant participated in the hearing. Turkessa Newsome, a human resource generalist, appeared on the employer's behalf. Based on the evidence, the arguments of the parties, and the law, the administrative law judge finds the claimant qualified to receive benefits.

ISSUE:

Did the claimant voluntarily quit his employment for reasons that qualify him to receive benefits?

FINDINGS OF FACT:

The claimant started working for the employer in June 2011. The employer hired the claimant to work as a full-time customer service representative. Prior to his employment separation, the employer had promoted the claimant to train new employees.

The claimant accepted a temp-to-hire job with Adecco that paid him more money and was to start on July 9, 2012. After the claimant accepted this job, he gave the employer a two-week notice. He told the employer he was resigning because he had accepted another job. The claimant worked until June 28, 2012, or the end of his two-week notice.

Due to issues beyond the claimant's control, his starting date with Adecco was delayed until August 6, 2012. The claimant earned gross wages of \$2,115.00 from this job. The claimant established a claim for benefits during the week of October 7, 2012.

REASONING AND CONCLUSIONS OF LAW:

A claimant is not qualified to receive unemployment insurance benefits if he voluntary quits employment without good cause attributable to the employer. Iowa Code § 96.5(1). When a claimant quits because he has accepted another job, he is not disqualified from receiving benefits and the employer's account will not be charged. Iowa Code § 96.5(1)a, 871 IAC 24.28(5).

Since the claimant quit because he accepted a higher paying job, he is not disqualified from receiving benefits and the employer's account will not be charged.

DECISION:

The representative's November 1, 2012 determination (reference 01) is reversed. The claimant voluntarily quit his employment after he accepted a higher paying job. Based on the reasons for the claimant's employment separation, he is qualified to receive benefits as of October 7, 2012. The employer's account will not be charged.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs