

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**BRANDI N FINTEL**  
Claimant

**APPEAL NO: 13A-UI-06750-ST**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**GREAT RIVER MEDICAL CENTER**  
Employer

**OC: 05/19/13  
Claimant: Appellant (4)**

Section 96.5-1 – Voluntary Quit  
871 IAC 24.27 – Part-time Employment

**STATEMENT OF THE CASE:**

The claimant appealed a department decision dated June 4, 2013, reference 01, that held she voluntarily quit without good cause on April 5, 2013, and benefits are denied. A telephone hearing was held on July 10, 2013. The claimant participated. Carrie Nudd, HR Generalist, participated for the employer.

**ISSUE:**

Whether the claimant voluntarily quit with good cause attributable to the employer.

**FINDINGS OF FACT:**

The administrative law judge having heard the stipulation of the evidence in the record finds: The claimant worked a part-time RN from January 17, 2013 to April 5. She called the employer and submitted a resignation from her job.

Claimant worked for Davis County Hospital (#101762) during the base period of employment. The department issued a June 6, 2013 decision that allowed claimant benefits from her January 17, 2013 employment separation. The employer did not appeal.

The claimant has been granted department approved training for a period from May 19, 2013 to September 7 by a May 24, 2013 decision.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Code section 96.5-1 provides:

An individual shall be disqualified for benefits:

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.

871 IAC 24.27 provides:

Voluntary quit of part-time employment and requalification. An individual who voluntarily quits without good cause part-time employment and has not requalified for benefits following the voluntary quit of part-time employment, yet is otherwise monetarily eligible for benefits based on wages paid by the regular or other base period employers, shall not be disqualified for voluntarily quitting the part-time employment. The individual and the part-time employer which was voluntarily quit shall be notified on the Form 65-5323 or 60-0186, Unemployment Insurance Decision, that benefit payments shall not be made which are based on the wages paid by the part-time employer and benefit charges shall not be assessed against the part-time employer's account; however, once the individual has met the requalification requirements following the voluntary quit without good cause of the part-time employer, the wages paid in the part-time employment shall be available for benefit payment purposes. For benefit charging purposes and as determined by the applicable requalification requirements, the wages paid by the part-time employer shall be transferred to the balancing account.

The administrative law judge further concludes the claimant voluntarily quit part-time, non-base period without good cause attributable to the employer on April 5, 2013, but is monetarily eligible for benefits based on wages earned for her regular base period employer.

A voluntary quit of part-time, non-base period employment is not disqualifying. The claimant is eligible for benefits based on earnings from base period employer Davis County Hospital (#101672). The employer in this case shall not be charged for benefits paid to the claimant on this claim.

**DECISION:**

The department decision dated June 4, 2013, reference 01, is modified. The claimant voluntarily quit part-time, non-base period employment on April 5, 2013. The claimant is eligible for benefits from base period employment earnings, but the employer in this case is not liable for benefit charges subject to future requalification.

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Randy L. Stephenson  
Administrative Law Judge

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Decision Dated and Mailed

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