

**BEFORE THE
EMPLOYMENT APPEAL BOARD
Lucas State Office Building
Fourth floor
Des Moines, Iowa 50319**

CHARLENE MCKEE

Claimant

and

TEAM STAFFING SOLUTIONS INC

Employer

HEARING NUMBER: 17BUI-00438

**EMPLOYMENT APPEAL BOARD
DECISION**

NOTICE

THIS DECISION BECOMES FINAL unless (1) a **request for a REHEARING** is filed with the Employment Appeal Board within **20 days** of the date of the Board's decision or, (2) a **PETITION TO DISTRICT COURT IS FILED WITHIN 30 days** of the date of the Board's decision.

A REHEARING REQUEST shall state the specific grounds and relief sought. If the rehearing request is denied, a petition may be filed in **DISTRICT COURT** within **30 days** of the date of the denial.

SECTION: 96.5-1, 96.5-1J

DECISION

UNEMPLOYMENT BENEFITS ARE DENIED

The Claimant appealed this case to the Employment Appeal Board. The members of the Employment Appeal Board reviewed the entire record. The Appeal Board finds the administrative law judge's decision is correct. With the following modification, the administrative law judge's Findings of Fact and Reasoning and Conclusions of Law are adopted by the Board as its own. The administrative law judge's decision is **AFFIRMED** with the following **MODIFICATION**:

The Employment Appeal Board would modify the administrative law judge's Reasoning and Conclusions of Law to include the following as supportive legal analysis:

Although the Claimant is disqualified for benefits based on this separation, she may have requalified for benefits based on her other employment. For this reason, we are referring this matter to the Iowa Workforce Development, Claims Bureau, for a determination of the following: (1) the amount of benefits the Claimant has requalified for; (2) whether the Claimant is able and available for work; and (3) whether the Claimant refused a suitable offer of work after December 19, 2016.

Kim D. Schmett

Ashley R. Koopmans

James M. Strohman

AMG/fnv