

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**ALFRED E LEGGETT**

Claimant

**APPEAL NO: 10A-UI-03102-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**LABOR READY MIDWEST INC**

Employer

**OC: 01/17/10**

**Claimant: Appellant (1)**

Section 96.6-2 – Previously Adjudicated

Section 96.5-1 – Voluntary Quit

**STATEMENT OF THE CASE:**

The claimant appealed a representative's February 25, 2010 decision (reference 04) that concluded he was not qualified to receive benefits and the employer's account was exempt from charge. This decision was made based on a decision that had already been made in a previous benefit year which addressed the same October 2009 employment separation. A telephone hearing was held on March 30, 2010. The claimant participated in the hearing. Jessica Spinello, a branch manager, appeared on the employer's behalf. Based on the evidence, the arguments of the parties, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

**ISSUE:**

Has the claimant's October 2009 employment separation already been addressed in a previous decision?

**FINDINGS OF FACT:**

The claimant established a benefit year during the week of January 4, 2009. The claimant appealed a decision that held he had voluntarily quit his employment in October 2009. This decision was affirmed. See decision for appeal 10A-UI-03101-DWT.

The claimant established a new benefit year during the week of January 17, 2010. Since the employer was the claimant's most recent employer, the reasons for his October employment separation determines whether the claimant is qualified to receive benefits. The decision for 10A-UI-03101-DWT addressed the reasons for the claimant's October 2009 employment separation and held the claimant not qualified to receive benefits because he voluntarily quit his employment without good cause.

**REASONING AND CONCLUSIONS OF LAW:**

Based on the decision for appeal 10A-UI-03101-DWT that addressed the claimant's early October 2009 employment separation, the claimant is not qualified to receive benefits because

he voluntarily quit his employment in early October 2009 without good cause. The employer's account will not be charged. Iowa Code § 96.6-2 and Iowa Code § 96.5-1.

**DECISION:**

The representative's February 25, 2010 decision (reference 04) is affirmed. Based on the decision for appeal 10A-UI-03101-DWT, the claimant voluntarily quit his assignment at Graybar for reasons that do not qualify him to receive benefits. The claimant is disqualified from receiving unemployment insurance benefits as of October 4, 2009. This disqualification continues until he has been paid ten times his weekly benefit amount for insured work, provided he is otherwise eligible. The employer's account will not be charged.

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Debra L. Wise  
Administrative Law Judge

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Decision Dated and Mailed

dlw/css