

**IOWA WORKFORCE DEVELOPMENT  
Unemployment Insurance Appeals Section  
1000 East Grand—Des Moines, Iowa 50319  
DECISION OF THE ADMINISTRATIVE LAW JUDGE  
68-0157 (7-97) – 3091078 - EI**

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**Appeal Number: 06A-UCFE-00022-SWT  
OC: 05/28/06 R: 03  
Claimant: Respondent (1)**

**This Decision Shall Become Final**, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the **Employment Appeal Board, 4<sup>th</sup> Floor—Lucas Building, Des Moines, Iowa 50319**.

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to Workforce Development. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

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(Administrative Law Judge)

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(Decision Dated & Mailed)

Section 96.5-1-a - Voluntary Quit to Accept Other Employment

STATEMENT OF THE CASE:

The employer appealed an unemployment insurance decision dated June 20, 2006, reference 01, that concluded the claimant was qualified to receive unemployment insurance benefits because she voluntarily quit employment to accept other employment. A telephone hearing was held on July 26, 2006. The claimant participated in the hearing. Gary Skinner participated on behalf of the employer.

FINDINGS OF FACT:

The claimant worked part-time for the employer as a substitute rural carrier associate from August 1994 to September 19, 2005. The claimant voluntarily left employment on September 19, 2006 to accept a job with Soy Basics. The claimant performed services for Soy Basics until she was temporarily laid off on April 25, 2006.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether the claimant voluntarily quit employment without good cause attributable to the employer.

Iowa Code section 96.5-1-a provides that a claimant who leaves employment to accept other employment and works in that employment is qualified to receive unemployment benefits. Although the statute provides that contributing and reimbursing employers are not charged for benefits paid under this statute, that provision does not apply to benefits paid based on wages reported under the unemployment compensation for federal employees (UCFE) program. Charges to the employer will be determined pursuant to 20 CFR 609.14, which is the rule for charges under the UCFE program.

The claimant left work to accept other employment and performed services in that new employment. The claimant is qualified to receive unemployment insurance benefits based on her separation from employment with the employer, provided she is otherwise eligible.

DECISION:

The unemployment insurance decision dated June 20, 2006, reference 01, is affirmed. The claimant is qualified to receive unemployment insurance benefits, provided she is otherwise eligible.

saw/cs