

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

SCOTT CHARLES
Claimant

ADECCO USA INC
Employer

APPEAL 21A-UI-10107-ML-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**OC: 02/14/21
Claimant: Appellant (1)**

Iowa Code § 96.6(3) – Appeals
Iowa Admin. Code r. 871-24.28(6-8) – Prior Adjudication

STATEMENT OF THE CASE:

The claimant/appellant filed an appeal from the March 26, 2021 (reference 01) unemployment insurance decision that found claimant was not eligible to receive unemployment insurance benefits because he voluntarily quit work on August 1, 2020, when he failed to notify the temporary employment firm within three working days of the completion of his last work assignment. Due notice was issued and a telephone hearing was held on June 30, 2021. Claimant participated personally. The employer participated through representative Tom Kuiper.

ISSUE:

Whether the matter has been previously adjudicated?

FINDINGS OF FACT:

Having reviewed the claimant's administrative record, the administrative law judge finds:

The separation issue presented was resolved in a prior claim year (original claim date February 16, 2020) as the representative's decision dated March 29, 2021 (reference 08). That decision found claimant quit without good cause attributable to the employer and denied benefits. Claimant's timely appeal from that decision was affirmed in Appeal No. 21A-UI-09192-AR-T.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow, the administrative law judge concludes the separation at issue has been adjudicated in a prior claim year and that decision has been affirmed. Accordingly, this decision is also affirmed. Benefits are denied.

Iowa Admin. Code r. 871IAC 24.19(1) provides:

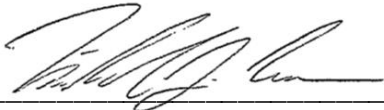
Claims for benefits shall be promptly determined by the department on the basis of such facts as it may obtain. Notice of such determination shall be promptly given to each claimant and to any employer whose employment relationship with

the claimant, or the claimant's separation therefrom, involves actual or potential disqualifying issues relevant to the determination. . . . The notice of appeal rights shall state clearly the place and manner for taking an appeal from the determination and the period within which an appeal may be taken. Unless the claimant or any other such party entitled to notice, within ten days after such notification was mailed to such claimant's last-known address, files with the department a written request for a review of or an appeal from such determination, such determination shall be final.

The separation issue presented was resolved in a prior claim year (original claim date February 16, 2020) as the representative's decision dated March 29, 2021 (reference 08). Claimant's appeal from that decision has been affirmed (21A-UI-09192-AR-T). The current decision referring to the prior claim year decision on the same separation date, is also affirmed. Benefits are denied.

DECISION:

The March 26, 2021 (reference 01) unemployment insurance decision is affirmed since the prior decision on the separation has been affirmed. Benefits are denied.



Michael J. Lunn
Administrative Law Judge
Unemployment Insurance Appeals Bureau
1000 East Grand Avenue
Des Moines, Iowa 50319-0209
Fax (515)478-3528

September 27, 2021
Decision Dated and Mailed

mjl/mh