

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

NAOMI R DAGUE
Claimant

APPEAL NO. 09A-UI-06766-CT

**ADMINISTRATIVE LAW JUDGE
DECISION**

SEDONA STAFFING
Employer

**Original Claim: 05/18/08
Claimant: Respondent (1)**

Section 96.5(1)j – Temporary Employment

STATEMENT OF THE CASE:

Sedona Staffing filed an appeal from a representative's decision dated April 28, 2009, reference 02, which held that no disqualification would be imposed regarding Naomi Dague's separation from employment. After due notice was issued, a hearing was held by telephone on May 28, 2009. Ms. Dague participated personally. The employer participated by Abby Schueller, Account Manager, and Colleen McGuinty, Unemployment Benefits Administrator. Exhibit One was admitted on the employer's behalf.

ISSUE:

At issue in this matter is whether Ms. Dague was separated from employment for any disqualifying reason.

FINDINGS OF FACT:

Having heard the testimony of the witnesses and having reviewed all of the evidence in the record, the administrative law judge finds: Ms. Dague began working through Sedona Staffing, a temporary placement firm, in January of 2004. When she filed an additional claim for job insurance benefits effective March 29, 2009, she had last worked on March 31, 2009. She had been on an assignment with Maquoketa Web Printing, where she started working full time on June 6, 2008. She was released from the assignment when her services were no longer needed. She was notified by her on-site supervisor that the assignment was over.

Ms. Dague went to the Sedona Staffing office on April 3 to get her paycheck. At that time, she inquired about the availability of other work, but none was available. She subsequently returned to work through Sedona Staffing on April 20 and worked through May 21.

REASONING AND CONCLUSIONS OF LAW:

Ms. Dague was unemployed when she filed her additional claim for job insurance benefits because she had just completed an assignment. She was unemployed through no fault of her own. The parties dispute whether she sought reassignment within three working days of the end of her assignment. Ms. Dague was credible in her testimony that she asked about other

work when she picked up her paycheck on April 3. Since her inquiry of April 3 was within three working days of March 31, no disqualification is imposed pursuant to Iowa Code section 96.5(1)j.

DECISION:

The representative's decision dated April 28, 2009, reference 02, is hereby affirmed. Ms. Dague was separated from Sedona Staffing on March 31, 2009 for no disqualifying reason. Benefits are allowed, provided she is otherwise eligible.

Carolyn F. Coleman
Administrative Law Judge

Decision Dated and Mailed

cfc/kjw