

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**JOSHUA R BREINER**  
Claimant

**APPEAL NO. 12A-UI-01150-SWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**L A LEASING INC**  
Employer

**OC: 09/04/11**  
**Claimant: Appellant (1)**

Section 96.5-1 - Voluntary Quit

**STATEMENT OF THE CASE:**

The claimant appealed an unemployment insurance decision dated January 17, 2012, reference 03, that concluded he voluntarily quit employment without good cause attributable to the employer. A telephone hearing was held on February 27, 2012. The parties were properly notified about the hearing. The claimant participated in the hearing. Chad Baker participated in the hearing on behalf of the employer with a witness, Dennis Leefer.

**ISSUE:**

Did the claimant voluntarily quit employment without good cause attributable to the employer?

**FINDINGS OF FACT:**

The employer is a staffing company that provides workers to client businesses on a temporary or indefinite basis. The claimant worked for the employer from September 2009 to December 9, 2011. He was working on an assignment as an associate at the Nordstrom distribution center. When the claimant was hired, he was given a statement to read and sign that he would be considered to have voluntarily quit employment if he did not contact the employer within three working days after the completion of a job assignment and request a new assignment.

After the claimant completed his work assignment at Nordstrom, he failed to contact the employer within three days to request a new assignment.

**REASONING AND CONCLUSIONS OF LAW:**

The unemployment insurance law disqualifies claimants who voluntarily quit employment without good cause attributable to the employer or who are discharged for work-connected misconduct. Iowa Code §§ 96.5-1 and 96.5-2-a.

Iowa Code § 96.5-1-j provides that individuals employed by a temporary agency must contact their employer within three working days after the completion of a work assignment and seek a new assignment or they will be considered to have voluntarily quit employment without good

cause attributable to the employer, provided that the employer has given them a statement to read and sign that advises them of these requirements.

The claimant must be deemed to have quit after December 9, 2011, because he failed to contact the employer within three days to request a new assignment.

**DECISION:**

The unemployment insurance decision dated January 17, 2012, reference 03, is affirmed. The claimant is disqualified from receiving unemployment insurance benefits until he has been paid wages for insured work equal to ten times his weekly benefit amount, provided he is otherwise eligible.

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Steven A. Wise  
Administrative Law Judge

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Decision Dated and Mailed

saw/kjw