

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ANTHONY DRAHOS
Claimant

APPEAL NO. 07A-UI-00003-CT

**ADMINISTRATIVE LAW JUDGE
DECISION**

MANPOWER INC OF CEDAR RAPIDS
Employer

OC: 11/19/06 R: 03
Claimant: Appellant (2)

Section 96.5(1) – Voluntary Quit

STATEMENT OF THE CASE:

Anthony Drahos filed an appeal from a representative's decision dated December 28, 2006, reference 01, which denied benefits based on his separation from Manpower, Inc. of Cedar Rapids. After due notice was issued, a hearing was held by telephone on January 18, 2007. Mr. Drahos participated personally and offered additional testimony from Glenda Drahos. The employer participated by Janet Kadlec, Executive Secretary.

ISSUE:

At issue in this matter is whether Mr. Drahos 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: Mr. Drahos began working through Manpower, a temporary placement firm, in August of 2005. On November 2, 2006, he accepted a long-term assignment with International Ingredients. Mr. Drahos quit the assignment after one day because he did not like the constant lifting required of the job. On November 9, 2006, he completed a one-day assignment with McGregor's. He did not begin a new assignment until January 17, 2007. No work was offered to him during the interim between November 9 and January 17. Mr. Drahos filed a claim for job insurance benefits effective November 19, 2006.

REASONING AND CONCLUSIONS OF LAW:

Mr. Drahos was hired for placement in temporary work assignments. An individual so employed must complete the last assignment in order to avoid the voluntary quit provisions of the law. See 871 IAC 24.26(19). Although Mr. Drahos did not complete the assignment with International Ingredients that he accepted on November 2, it was not his last assignment. He filed a claim for job insurance benefits effective November 19, 2006. As of that date, his last assignment with Manpower had been on November 9, 2006. It was a one-day assignment and was completed. Manpower placed him in new assignments in spite of the fact that he did not complete the assignment with International Ingredients.

Inasmuch as Mr. Drahos completed the last assignment he accepted prior to filing his claim for job insurance benefits, the administrative law judge concludes that he was unemployed for no disqualifying reason. Accordingly, benefits are allowed.

DECISION:

The representative's decision dated December 28, 2006, reference 01, is hereby reversed. Mr. Drahos was separated from Manpower on November 9, 2006 for no disqualifying reason. Benefits are allowed, provided he satisfies all other conditions of eligibility.

Carolyn F. Coleman
Administrative Law Judge

Decision Dated and Mailed

cfc/css