

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**STACEY T HUNTER**  
Claimant

**APPEAL NO: 12A-UI-14543-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**DES STAFFING SERVICES INC**  
Employer

**OC: 08/19/12**  
**Claimant: Respondent (5)**

Iowa Code § 96.5(2)a – Nondisqualifying Separation

**PROCEDURAL STATEMENT OF THE CASE:**

The employer appealed a representative's December 3, 2012 determination (reference 04) that held the claimant qualified to receive benefits as of October 24, 2012, because her employment separation was for nondisqualifying reasons. The claimant participated in the hearing. The employer did not respond to the hearing notice or participate in the hearing. Based on the evidence, the claimant's arguments, the administrative record and the law, the administrative law judge concludes the claimant remains qualified to receive benefits as of October 24, 2012.

**ISSUE:**

Did the employer discharge the claimant for reasons constituting work-connected misconduct, or did the claimant voluntarily quit her assignment without good cause?

**FINDINGS OF FACT:**

The employer assigned the claimant to an assignment at Christian Printing in early October 2012. This has been an on-going assignment that the claimant has worked at least one day a week.

The administrative record indicates the claimant reopened her claim the week of October 21 because she had earned requalifying wages and could start receiving partial benefits. The claimant's wage pattern since the employer assigned her to work at Christian Printing had not changed.

The employer is not one of the claimant's base period employers.

**REASONING AND CONCLUSIONS OF LAW:**

A claimant is not qualified to receive unemployment insurance benefits if she voluntarily quits employment without good cause attributable to the employer, or an employer discharges her for reasons constituting work-connected misconduct. Iowa Code §§ 96.5(1), (2)a. The facts establish that the claimant did not quit her assignment at Christian Printing. The facts also establish that the employer did not discharge her. In this case, the claimant continued working

part time at this assignment, at least one day a week. As a result, she is not disqualified from receiving benefits. The claimant remains qualified to receive benefits as of October 21, 2012.

The employer's account is not subject to charge during this claim year.

**DECISION:**

The representative's December 3, 2012 determination (reference 04) is modified. The claimant is qualified to receive benefits as of October 21, 2012, because her assignment did not end, but she has continued to work at this assignment, at least one day a week. The employer's account will not be charged during the claimant's current benefit year.

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Debra L. Wise  
Administrative Law Judge

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Decision Dated and Mailed

dlw/tll