

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

**DIANNE E HAUSCHILD**  
Claimant

**J & P CYCLES LLC**  
Employer

**APPEAL NO. 17A-UI-09213-B2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 08/13/17**  
**Claimant: Appellant (1)**

Iowa Code § 96.5-1 – Voluntary Quit

**STATEMENT OF THE CASE:**

Claimant filed an appeal from a decision of a representative dated August 29, 2017, reference 01, which held claimant ineligible for unemployment insurance benefits. After due notice, a hearing was scheduled for and held on September 27, 2017. Claimant participated. Employer failed to respond to the hearing notice and did not participate.

**ISSUE:**

The issue in this matter is whether claimant quit for good cause attributable to employer.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: Claimant last worked for employer on April 14, 2017. Claimant voluntarily quit on April 14, 2017. Claimant voluntarily quit on that date as she had been having to drive back to Iowa on weekends from Kentucky in order to take care of ailing family members. Claimant continues to care for the ailing members of her family.

Claimant could not continue to make the five hour drive each way every weekend from Kentucky to Iowa and back again as it was too exhausting. Claimant was not found to be eligible to receive FMLA. As a result of this, claimant quit her employment.

**REASONING AND CONCLUSIONS OF LAW:**

The administrative law judge holds that the evidence has failed to establish that claimant voluntarily quit for good cause attributable to employer when claimant terminated the employment relationship because she needs to be caring for ailing relatives. Although claimant's actions are certainly understandable, her quitting of her employment is not attributable to her employer. Rather, claimant's quit is attributable to the failing health of relatives. Although this is understandable, it is not compensable through unemployment benefits.

Iowa Code § 96.5-1 provides:

An individual shall be disqualified for benefits, regardless of the source of the individual's wage credits:

1. Voluntary quitting. If the individual has left work voluntarily without good cause attributable to the individual's employer, if so found by the department.

**DECISION:**

The decision of the representative dated August 29, 2017, reference 01, is affirmed. Unemployment insurance benefits shall be withheld until claimant has worked in and been paid wages for insured work equal to ten times claimant's weekly benefit amount, provided claimant is otherwise eligible.

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Blair A. Bennett  
Administrative Law Judge

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Decision Dated and Mailed

bab/scn