

claimant had made no additional sales, and she resigned her job. By this time, she had worked for World Book, Inc., for more than thirty days, and when she filed an additional claim effective June 7, 1987, the Deputy joined World Book, Inc., as her last thirty-day employer and found her to be qualified for benefits. The employer filed a timely appeal from this determination and won a reversal of it after another hearing before an Appeals Examiner in the Harrisonburg office of the Commission on July 29, 1987. This resulted in Appeals Examiner's Decision UI-8707831 which is now before the Commission as the result of the claimant's appeal.

Section 60.2-618.1 of the Virginia Unemployment Compensation Act provides that an individual shall be disqualified for benefits upon separation from the last employing unit for whom he has worked thirty days or from any subsequent employing unit for any week benefits are claimed until he has performed services for an employer during thirty days, whether or not such days are consecutive, and subsequently becomes totally or partially separated from such employment, if the Commission finds such individual is unemployed because he left work voluntarily without good cause.

In the present case, at the time the claimant filed her claim for benefits effective April 19, 1987, Super Fresh was her last thirty-day employer, and once the Appeals Examiner's decision which disqualified her effective April 19 with respect to that separation became final on July 3, 1987, the claimant must show thirty days of employment after April 19 in order to remove the disqualification. This she cannot do inasmuch as she left World Book on May 6. Therefore, even though her total employment with World Book may be more than thirty days, the claimant's failure to have worked those thirty days after the effective date of the prior disqualification means that it is still in effect. (See: Guide for Effective Unemployment Insurance Adjudication, pp. 65 - 66). (Underscoring supplied)

Inasmuch as the claimant has failed to purge the prior disqualification imposed effective April 19, 1987, the Deputy's determination, as well as the Appeals Examiner's decision, which were based upon her additional claim filed effective June 7, 1987, are void and without effect. Because of this, it is hereby ORDERED that the Deputy's determination and the Appeals Examiner's decision, as well as all proceedings in this case, be vacated. This matter is remanded to the Local Office Manager for further proceedings not inconsistent with this Order.


Charles A. Young III
Special Examiner