

VIRGINIA EMPLOYMENT COMMISSION

DECISION OF APPEALS EXAMINER

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Decision No. : UCX-73-93

Date: October 1, 1973

SUITABLE WORK: 265.3
Interview and Acceptance
Failure to report for
interview or work

ISSUE

Did the claimant fail without good cause to apply for available, suitable work when so directed?

FINDINGS OF FACT

The claimant appealed from a determination of the Deputy which disqualified him for benefits effective August 12, 1973, for having failed without good cause to apply for available, suitable work when so directed.

On August 17, 1973, the claimant was referred by the Employment Service Division of the Commission to Stephen Laurie Manufacturing Co., Norfolk, Virginia, for an interview for a job as fabricator assembler. The wages of the job were \$2.00 per hour and the hours of work were from 8:00 A.M. to 4:30 P.M. These wages and hours were prevailing for similar work in the area. This employer is located in the Industrial Park adjacent to Virginia Beach Boulevard in downtown Norfolk.

The claimant stated that he had gone to the Industrial Park but was unable to locate the employer. He called the employer and advised that he had been referred by the employment service and was told that someone would pick him up. He waited for approximately 30 minutes and when no one showed up, caught the next bus home. He did not make any further effort to contact the employer.

OPINION

Section 60.1-58 (c) of the Virginia Unemployment Compensation Act provides a disqualification if it is found a claimant failed without good cause to apply for available, suitable work when so directed.

Although the claimant was in the immediate vicinity, he contends that he was unable to find this employer. It is not reasonable to assume that there was no one in the area who could give him proper directions had he truly wished to make every effort to find this employer. His actions in waiting only a few minutes after the employer advised him that he would be picked up and his failure to again contact the employer before leaving, indicates a disinterest in reporting for an interview. In view of the foregoing, it is the opinion of the Appeals Examiner that the claimant has not shown good cause for failing to apply for available, suitable work when so directed, therefore he would be subject to the disqualifying provisions of the Act. (Underscoring supplied)

DECISION

The determination of the Deputy disqualifying the claimant effective August 12, 1973, for having failed without good cause to apply for available, suitable work when so directed is hereby affirmed and remains in effect for any week benefits are claimed until he has performed services for an employer during thirty days, whether or not such days are consecutive.

NOTE: This decision was affirmed by the Commission in Decision No. 6124-C dated November 8, 1973.