

1988

# Linda L. Olson v. Dept. Of Employment Sec. : Unknown

Utah Court of Appeals

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Linda Olseon; Petitioner Pro Se.

Alan Henneold, ESQ.

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IN THE UTAH COURT OF APPEALS

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LINDA L. OLSON	:	BRIEF
Petitioner	:	
V.	:	COURT OF APPEALS
Dept. of Employment Sec.	:	Cass No. 880634-CA
Respondent	:	
	:	

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LINDA L. OLSON

ALAN HENNEOLD, ESQ.

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## STATEMENT OF ISSUES

I traveled out of the area over the Memorial Day weekend and was delayed in returning home. I had my daughter call my employer on May 31, 1988 that I would not be in to work that day. This was in accordance with company policy.

I did show good cause for quitting my job. The adverse effect of mental stress and sexual harassment and that people in management would not investigate the situation over a period of several years. I felt that there was no way to continue, I could not take a lower paying position as it would put on more stress and hardship on my life.

I feel that the decision of the Department of Employment Security was unfair treatment as there were mitigating circumstances.

I would like the benefits that I'm entitled to in the amount of Five Thousand Fifty dollars (\$5,050.00) plus and additional Five Thousand Dollars (\$5,000.00) for the emotional and physical distress that this has brought to me and my family.

## STATEMENT OF THE CASE

Section 35-4-5(a) Unemployment Insurance Rules, the decision of the Administrative Law Judge, page 0033, part C. Equity and Good Conscience there was mitigating circumstances as it was not fair for me to take a lower paying job and still have the fear of retaliation by my former supervisor, and I would still have a continued attachment to the labor market.

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On June 6, 1988 I voluntarily terminated my job in Distribution Center, in which in ten years at Allied After Market, except for the 9 months I worked in production, I was in Shipping and Receiving.

I could no longer work under my immediate Supervisor Steve Brown.

For about the last four an a half years Steve Brown has caused me very much mental stress and even female prejudices, as a women working in the Shipping Dept.

I have spoken to Dean Payne, Dict. President of Distributing Center, Clearfild, Utah, Freeport Center, Shirley Hancock, office personel and Jerry Iverson, Dist. Mgr. also of Clearfield Center, Scott Wilson, Personal Mgr., and several employees in the Distribution Center, Clearfield plant, about Steve Brown. I have also gone to the ACLU.

During a period of time in my life, that I had no control over, trying to keep my job and take care of my mother and

father, who died five months apart. During a time of deep personal stress, due to my supervisor attitude, Steve Brown, which is my reason for the appeal.

I was reluctant and afraid to discuss tardiness and absences, due to his negative attitude toward the employees, which adds work stress to my exceptional personal stress. To eliminate the problem, I was to take lower pay or quit my career.

I have represented the Distribution Center in many ways for the past ten years. I have checked orders for all the truck lines in Distribution and Receiving, with concern for the customers and companies.

I have represented Dist. and Rec. on these committees, Savings Bond program, safety committees, first aid committees, the United Way fund drives, and the sub. for Santa. My job was always done before I would do these voluntarily work. Steve Brown would always harass me for doing these voluntarily jobs when I was caught up on my job.

Due to unprofessional and unreasonable behavior, I'm asking for my benefits denied me.

I continued to work under enormous personal stress. After I returned to work after my fathers death, I was not given my job position back. I was given another position which added to the stress I was already under.

Steve Brown continual degraded employees, he was discriminating and constantly looking for errors in his employees, he had a personal need for information concerning employees earned days off.

I feel that the decision of the Industrial Commission

is unjustified becuse of the mental stress and sexual harassment  
that I had to work under.

Sincerely  


LINDA L. OLSON