

Filed - March 2-2012

STATE OF OHIO)
) SS:
CUYAHOGA COUNTY)

IN THE COURT OF COMMON PLEAS
CASE NO. CV-762934

DEBI J. JENKS,)
)
Appellant)
)
v.)
)
PINS & NEEDLES, *et al.*,)
)
Appellees)

JOURNAL ENTRY

Richard J. McMonagle, Judge:

In this matter the Appellant, Debi J. Jenks, was discharged by her employer, Pins and Needles, Inc. and the Appellant has appealed her discharge. The record shows that the Appellant adjusted the work schedule without consulting her employer. The employer testified that this non-personnel changing of the work schedule resulted in the store being improperly staffed on the stores busiest days, including Saturday, when the Appellant was scheduled to work.

At issue is whether Claimant's discharge by Pins & Needles, Inc. was with just cause.

An individual is not eligible for benefits if the individual was discharged for just cause in connection with work.

An employee can be discharged for just cause in connection with work for willfully refusing to carry out the lawful instructions of a supervisor. The specific instructions given to an employee can supersede an employer's general disciplinary policy, providing just cause for discharge if the employee fails to carry out the specific instructions.

The Court finds that the Review Commission Decision is not unlawful, unreasonable or against the manifest weight of the evidence; therefore, the Review Commission Decision must be affirmed by this Honorable Court.

IT IS SO ORDERED.

February __, 2012

RICHARD J. McMONAGLE, JUDGE

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Case: CV-11-762934

Case Caption: DEBI J JENKS vs. PINS & NEEDLES INC. ET AL

Judge: RICHARD J MCMONAGLE

Room: 16D JUSTICE CENTER

Docket Date: 03/02/2012

Notice Type: (JEPC) JOURNAL ENTRY NOTICE Notice ID/Batch: 19009546 - 1009878

To: LAUREL BLUM MAZOROW

COURT ENTERS JUDGMENT FOR THE DEFENDANT. O.S.J.

COURT COST ASSESSED TO THE PLAINTIFF(S).

NOTICE ISSUED

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