

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

RICKEY GADDY,)	No. ED95027
)	
Claimant/Appellant,)	Appeal from the Labor and
v.)	Industrial Relations Commission
)	
)	
AMERIGAS PROPANE, INC. and)	
DIVISION OF EMPLOYMENT)	
SECURITY,)	
)	
Respondents.)	Filed: March 22, 2011

Rickey Gaddy (Claimant) appeals from the judgment of the Labor & Industrial Relations Commission (Commission) denying him benefits. The Commission adopted the decision of the Appeals Tribunal, which affirmed a determination by the deputy of the Division of Employment Security that Claimant was discharged from his job for misconduct and therefore disqualified for unemployment benefits.

REVERSED AND REMANDED

Division Five Holds: The Commission erred in denying employment benefits because there was not sufficient evidence in the record to support the decision that Claimant committed misconduct connected with work.

Opinion by: Gary M. Gaertner, Jr., J.
Mary K. Hoff, J. and Patricia L. Cohen, J., concur.

Attorneys for Appellant: John Ammann

Attorneys for Respondent: Bart A. Matanic

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT.
IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND
SHOULD NOT BE QUOTED OR CITED.**