

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

DENNIS ODOM, SR.

APPELLANT,

**v.
GLAZER'S DISTRIBUTORS OF
MISSOURI, INC. AND DIVISION OF
EMPLOYMENT SECURITY**

RESPONDENTS.

DOCKET NUMBER WD79314

DATE: August 16, 2016

Appeal From:

Labor and Industrial Relations Commission

Appellate Judges:

Division Two: Karen King Mitchell, Presiding Judge, Cynthia L. Martin, Judge and Gary D. Witt, Judge

Attorneys:

John J. Ammann, St. Louis, MO and David Poe, Rule 13 Student, for appellant.

Ninion S. Riley, Jefferson City, MO and Jared Logan, Rule 13 Student, for respondents.

MISSOURI APPELLATE COURT OPINION SUMMARY

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

DENNIS ODOM, SR.,

APPELLANT,

v.

**GLAZER'S DISTRIBUTORS OF
MISSOURI, INC. AND DIVISION OF
EMPLOYMENT SECURITY,**

RESPONDENTS.

No. WD79314

Labor and Industrial Relations Commission

Before Division Two: Karen King Mitchell, Presiding Judge, Cynthia L. Martin, Judge and Gary D. Witt, Judge

Dennis Odom appeals from the Labor and Industrial Relations Commission's order denying his claim for unemployment benefits following his termination from Glazer's Distributors of Missouri, Inc. Odom argues that the Commission erred in concluding that he committed misconduct and in denying his claim for unemployment benefits because the decision was not supported by sufficient competent evidence.

AFFIRMED

Division Two holds:

1. Misconduct is defined by section 288.030.1(23)(c) to include a violation of an employer's no-call, no-show policy.
2. Sufficient, competent evidence on the record as a whole supports the Commission's finding that Odom violated Glazer's no-call, no-show policy.

Opinion by Cynthia L. Martin, Judge

August 16, 2016

This summary is UNOFFICIAL and should not be quoted or cited.

