

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT DIVISION TWO

DELLA SCHEUMBAUER,	)	No. ED109260
	)	
Claimant/Appellant,	)	Appeal from the Labor and
	)	Industrial Relations Commission
vs.	)	
	)	
CITY OF ST. LOUIS,	)	
	)	
Employer/Respondent,	)	
	)	
and	)	
	)	
DIVISION OF EMPLOYMENT SECURITY,	)	
	)	
Respondent.	)	Filed: September 28, 2021

In her sole point, Appellant Della Scheumbauer appeals the decision of the Labor and Industrial Relations Commission (Commission) denying her claim for unemployment benefits after determining she was neither totally nor partially unemployed. Specifically, Appellant argues the Commission erred in finding the loss of her second job was irrelevant to deciding Appellant's employment status.

AFFIRMED.

Division Two Holds: The Commission did not err in denying Appellant's claim for unemployment benefits because Appellant remained employed full-time by the City of St. Louis at all relevant times. Thus, the Commission was correct in finding the loss of Appellant's second job was irrelevant to its determination that Appellant was neither totally nor partially unemployed and therefore ineligible for benefits. We hold 40 hours per week constitutes full-time employment under the Missouri Employment Security Law.

Opinion by: Thom C. Clark, J.
Robert M. Clayton III, P.J., and Gary M. Gaertner, Jr., J. concur.

Attorney for Appellant: Peter A. Heagney
Attorneys for Respondents: Bart A. Matanic
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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.
