MISSOURI COURT OF APPEALS
WESTERN DISTRICT

FEDRA EKRES

APPELLANT,

v.

DIVISION OF EMPLOYMENT SECURITY

RESPONDENT.

DOCKET NUMBER WD84496

DATE: February 15, 2022

Appeal From:

Labor and Industrial Relations

Appellate Judges:

Special Division: Cynthia L. Martin, Chief Judge, Presiding, Gary D. Witt, Judge and W. Brent Powell, Special Judge

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Attorneys:

James Bennett Clark, Saint Louis, MO, for appellant.

Bart Anton Matanic, Jefferson City, MO, for respondent.

MISSOURI APPELLATE COURT OPINION SUMMARY

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

FEDRA EKRES, APPELLANT,
v.
DIVISION OF EMPLOYMENT SECURITY, RESPONDENT.

WD84496 Labor and Industrial Relations

Before Special Division Judges: Cynthia L. Martin, Chief Judge, Presiding, Gary D. Witt, Judge, and W. Brent Powell, Special Judge

Fedra Ekres appeals from a decision by the Labor and Industrial Relations Commission, which found that she was disqualified from receiving employment benefits because she voluntarily quit her employment at Franklin Energy Services, LLC without good cause. Ekres argues that the Commission erred in concluding that she voluntarily quit her employment without good cause because she did not violate Franklin's pandemic remote-work policy by moving to New York, and because she would have returned to in-person work in St. Louis when required to do so.

REVERSED AND REMANDED.

Special Division holds:

The Commission's decision that Ekres voluntarily quit her employment is not supported by sufficient competent evidence because no evidence supports: (1) the finding that on March 31, 2020, Ekres voluntarily quit her employment because she was working remotely from New York state in violation of a known condition of her employment, or a known policy of her employer, and (2) a conclusion that Ekres voluntarily quit her employment on March 31, 2020 because she knew that Franklin required her to return to St. Louis to work, either remotely or after in-person operations resumed, but was unwilling to do so.

Opinion by: Cynthia L. Martin, Judge February 15, 2022

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