

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

CLIFFORD H. PALMER,

Appellant,

v.

Case No. 5D20-2038

REEMPLOYMENT ASSISTANCE
APPEALS COMMISSION AND CITY
OF DAYTONA BEACH, FLORIDA,

Appellees.

Opinion filed June 30, 2021

Administrative Appeal from the
Reemployment Assistance Appeals
Commission.

David W. Glasser, of Law Office of
David W. Glasser, Daytona Beach,
for Appellant.

Katie E. Sabo, of Reemployment
Assistance Appeals Commission,
Tallahassee, for Appellee,
Reemployment Assistance Appeals
Commission.

Gary M. Glassman, of the City of
Daytona Beach, Daytona Beach, for
Appellee, City of Daytona Beach,
Florida.

PER CURIAM.

AFFIRMED. See *Willick v. Unemplmt. App. Comm'n*, 885 So. 2d 440, 442 (Fla. 2d DCA 2004) (“A claimant who leaves his or her employment voluntarily without good cause is disqualified from receiving unemployment benefits.” (citing § 443.101(1)(a), Fla. Stat. (2002))); *Bd. of Cnty. Comm'rs, Citrus Cnty. v. Fla. Dep't of Com., Div. of Emp. Sec.*, 370 So. 2d 1209, 1211 (Fla. 2d DCA 1979) (explaining that “[w]hen an employee, in the face of allegations of misconduct, chooses to leave his employment rather than exercise his right to have the allegations determined, such action supports a finding that the employee voluntarily left his job without good cause” and holding that “[t]he appeals referee is the factfinder in respect to unemployment compensation benefits, and where there is substantial, competent evidence to support his findings his decision must be upheld” (citing *Dep't of Com. v. Dietz*, 349 So. 2d 1226, 1228 (Fla. 2d DCA 1977); *Quick v. N. Cent. Fla. Cmty. Mental Health Ctr.*, 316 So. 2d 301, 302 (Fla. 1st DCA 1975))); *Contreras v. Reemployment Assistance Appeals Comm'n*, 178 So. 3d 953, 955 (Fla. 4th DCA 2015) (recognizing that an appeals referee’s findings in respect to unemployment compensation benefits “are to be accorded a presumption of correctness” (quoting *Szniatkiewicz v. Unemplmt. App. Comm'n*, 864 So. 2d 498, 501 (Fla. 4th DCA 2004))).

LAMBERT, EISNAUGLE and HARRIS, JJ., concur.