

BOISE, MONDAY, MAY 13, 2024 at 8:50 A.M.

IN THE SUPREME COURT OF THE STATE OF IDAHO

THOMAS E. HENNIG, JR.,)	
)	
Claimant-Appellant,)	
)	
v.)	
)	
MONEY METALS EXCHANGE, L.L.C.,)	Docket No. 50457
Employer; IDAHO DEPARTMENT OF)	
LABOR,)	
)	
Defendants-Respondents.)	
_____)	

Appeal from the Idaho Industrial Commission.

Thomas E. Hennig, Jr., Meridian, Appellant Pro Se.

Raúl R. Labrador, Idaho Attorney General, Boise, for Respondent.

Thomas Hennig Jr. appeals from the Idaho Industrial Commission’s (“Commission”) decision denying his application for unemployment benefits. Hennig’s employment with Money Metals Exchange, L.L.C. (“Money Metals”), was terminated for alleged violations of Money Metals’ communications policy. Hennig subsequently applied for unemployment insurance benefits and, after his application was denied by the Idaho Department of Labor (“Department”) and the Department’s Appeal Examiner, Hennig appealed to the Commission.

The Commission affirmed the denial of his application for benefits, holding that Hennig was ineligible under Idaho Code section 72-1366(5) because he was discharged for misconduct connected with his employment. Specifically, the Commission determined that Hennig’s communication over Money Metal’s instant messaging system “set an unacceptable example” and his “behavior fell below a standard to which [Metal Money] was entitled to expect” of Hennig. Hennig now appeals to the Idaho Supreme Court, arguing that the Commission’s decision was unsupported by the evidence.