

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

STEVEN F BORDERS

Claimant

APPEAL NO: 12A-UI-14131-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

THE UNIVERSITY OF IOWA

Employer

OC: 10/28/12

Claimant: Appellant (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The claimant appealed a representative's November 30, 2012 determination (reference 01) that held him ineligible to receive benefits until January 12, 2013 because he is entitled to receive vacation pay during these weeks. A hearing was scheduled on January 2, 2013. On December 31, 2012, the claimant withdrew his appeal in this matter. Based on the claimant's withdrawal request, the administrative record, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

FINDINGS OF FACT:

The claimant withdrew his appeal from a representative's November 30, 2012 determination (reference 01). The claimant's December 31, 2012 withdrawal request was recorded.

REASONING AND CONCLUSIONS OF LAW:

871 IAC 26.8(1) provides:

- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned. Requests for withdrawal may be made in writing or orally, provided the oral request is tape-recorded by the presiding officer.

The claimant's request to withdraw his appeal is approved.

DECISION:

The representative's November 30, 2012 determination (reference 01) is affirmed. The claimant's withdrawal request is approved. This means the claimant remains ineligible to receive benefits from October 28, 2012, through January 12, 2013, because of the vacation payment he is entitled to receive during these weeks.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css