

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CAROL D RIDER
Claimant

APPEAL NO. 12A-UI-00604-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

ABCM CORPORATION
Employer

**OC: 10/30/11
Claimant: Appellant (6)**

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

Carol Rider filed an appeal from the January 11, 2012, reference 02, decision that denied benefits. A hearing was scheduled for February 14, 2012. Prior to the hearing being held, the claimant/ appellant requested the appeal be withdrawn.

FINDINGS OF FACT:

Carol Rider is the appealing party. Hearing is set for February 14, 2012. On February 13, 2012, Ms Rider's attorney, Michael McEnroe advised the administrative law judge during a recorded telephone call that Ms. Rider desired to withdraw her appeal. Mr. McEnroe advised that he would follow up with a written withdrawal request.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 administrative law judge has reviewed the records and files herein and concludes that the appealing party's request to withdraw the appeal should be approved.

DECISION:

The claimant's request to withdraw her appeal is approved. The Agency representative's January 11, 2012, reference 02, decision that denied benefits shall remain effect.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/pjs