

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**DENNIS D WIELAND**  
Claimant

**APPEAL 21A-UI-20799-JC-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**LANDUS COOPERATIVE**  
Employer

**OC: 04/05/20  
Claimant: Appellant (6)**

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Iowa Code § 96.5(1) – Voluntary Quitting  
Iowa Code § 96.5(2)a – Discharge for Misconduct  
Iowa Code § 96.6(2) – Timeliness of Appeal  
Iowa Code Ch. 17A – Iowa Administrative Procedure Act  
Iowa Code Ch. 96 – Iowa Employment Security Act  
Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

**STATEMENT OF THE CASE:**

The claimant/appellant, Dennis D. Wieland, filed an appeal from the September 3, 2020 (reference 02) Iowa Workforce Development (“IWD”) unemployment insurance decision that denied benefits. A telephone hearing was scheduled for November 9, 2021 at 8:00 a.m. At the time of hearing, claimant appeared personally. Lori Herrstrom appeared for the employer. The claimant clarified at the time of the hearing he did not intend to appeal the above referenced decision, only the decision which denied him PUA benefits (See Appeal 21A-DUA-01846-JC-T). The request to withdraw the appeal was recorded using the Appeals Bureau conference call software.

**ISSUE:**

Should the request to withdraw the appeal be granted?

**FINDINGS OF FACT:**

The administrative law judge, having considered the evidence in the record, finds that: A request has been made by the appealing party to withdraw the appeal. The request to withdraw the appeal was recorded using the Appeals Bureau conference call software.

**REASONING AND CONCLUSIONS OF LAW:**

Iowa Admin. Code r. 871-26.8(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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief administrative law judge of the appeals bureau. Requests for

withdrawal may be made in writing or orally, provided the oral request is tape-recorded by the presiding officer.

An appeal may be dismissed upon the request of a party or in the agency's discretion when the issue or issues on appeal have been resolved in the appellant's favor.

The administrative law judge has reviewed the records and files herein and concludes that the request of the appealing party to withdraw the appeal should be approved.

**The hearing scheduled for November 9, 2021, at 8:00 a.m. is cancelled.**

**DECISION:**

The unemployment insurance decision dated September 3, 2020, (reference 02) is affirmed. The request of the appealing party to withdraw the appeal is approved, and the decision of the representative shall stand and remain in full force and effect.



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Jennifer L. Beckman  
Administrative Law Judge  
Unemployment Insurance Appeals Bureau  
Iowa Workforce Development  
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Des Moines, Iowa 50319-0209  
Fax 515-478-3528

December 9, 2021  
Decision Dated and Mailed

jlb/scn