

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ADRIENNE D EVANS WINDLEY
Claimant

APPEAL NO. 08A-UI-08771-NT

**ADMINISTRATIVE LAW JUDGE
DECISION**

YOUNG WOMEN'S RESOURCE CENTER
Employer

**OC: 08/03/08 R: 02
Claimant: Appellant (6)**

871 IAC 26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

An appeal was entered from a representative's decision dated September 18, 2008, reference 02. A hearing was schedule for October 16, 2008. On the record, the appellant requested the appeal be withdrawn.

ISSUE:

The issue in this matter is whether the appellant herein should be allowed to withdraw the appeal entered September 29, 2008.

FINDINGS OF FACT:

The administrative law judge, having considered the evidence in the record, finds: A request has been made by Adrienne Evans Windley to withdraw the appeal that had been entered in error. Ms. Evans Windley's intention was not to file an appeal in this matter. The claimant's request has been submitted on the record.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 the request to withdraw the appeal should be approved.

DECISION:

The representative's decision dated September 18, 2008, reference 02, is affirmed. The request to withdraw the appeal is approved. The decision of the representative shall stand and remain in full force and effect.

Terence P. Nice
Administrative Law Judge

Decision Dated and Mailed

kjw/kjw