

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**ADAN AREGUIN**  
Claimant

**APPEAL NO: 08A-UI-03275-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**BRANDT HTG & AIR COND CO INC**  
Employer

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

871 IAC 26.8(1) - Withdrawal of Appeal

**STATEMENT OF THE CASE:**

Adan Areguin (claimant) appealed a representative's March 27, 2008 decision (reference 01) that concluded he was not qualified to receive benefits, and the account of Brandt Heating & Air Conditioning Company, Inc. (employer) would not be charged because the claimant voluntarily quit his employment for reasons that do not qualify him to receive benefits. A hearing was scheduled on April 17 and then continued to April 30. When the claimant was contacted about the hearing being continued to April 30, 2008, he made a request to withdraw his appeal. 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:**

On April 16, 2008, the claimant withdrew his appeal from the representative's March 27, 2008 decision. The claimant's April 16, 2008 withdrawal request was tape-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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 March 27, 2008 decision (reference 01) is affirmed. The claimant's withdrawal request is approved. The claimant is disqualified from receiving unemployment insurance benefits as of March 2, 2008. This disqualification continues until he has been paid ten times his weekly benefit amount for insured work, provided he is otherwise eligible. The employer's account will not be charged.

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Debra L. Wise  
Administrative Law Judge

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Decision Dated and Mailed

dlw/pjs