

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

CAROLYN D HINES
Claimant

APPEAL 18A-UI-02857-H2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE DEVELOPMENT
DEPARTMENT**

OC: 12/10/17
Claimant: Appellant (6)

Iowa Code § 96.3(7) – Recovery of Benefit Overpayment
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, filed an appeal from an unemployment insurance decision dated February 20, 2018, (reference 03). After due notice was issued, a hearing was scheduled to be held on March 29, 2018. Prior to the hearing being held, the claimant indicated she wished to withdraw her appeal.

ISSUE:

Should the request to withdrawal the appeal be approved?

FINDINGS OF FACT:

An unemployment insurance decision was issued on February 20, 2018, (reference 03), finding the claimant overpaid unemployment insurance benefits in the amount of \$1,324.00 due to her failure to attend a reemployment and eligibility assessment. The claimant filed an appeal on March 2, 2018. Prior to the hearing being held, the claimant submitted a written request to withdraw her appeal.

REASONING AND CONCLUSIONS OF LAW:

An appellant may submit an oral request to withdraw his or her appeal at any time prior to the issuance of a decision. Iowa Admin. Code r. 871-26.8(1).

Based on the documents in the appeal file and the applicable law, the request of the appealing party to withdraw the appeal should be approved.

DECISION:

The claimant's request to withdraw the appeal of the unemployment insurance decision dated February 20, 2018, (reference 03), is granted. The hearing scheduled for March 29, 2018, at 1:05 p.m. is canceled, as the claimant requested.

Teresa K. Hillary
Administrative Law Judge

Decision Dated and Mailed

tkh/rvs