

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

LINDA JENKINS
Claimant

MONTGOMERY CNTY MEMORIAL HOSPIT
Employer

APPEAL 19A-UI-01393-AW-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**OC: 01/06/19
Claimant: Appellant (6)**

Iowa Admin r. 871-26.8(1) – Withdrawals
Iowa Code § 96.5(1) – Voluntary Quitting
Iowa Code § 96.5(2) – Discharge for Misconduct

STATEMENT OF THE CASE:

Linda Jenkins, Claimant, filed an appeal from the February 8, 2019 (reference 03) unemployment insurance decision that denied benefits because she was discharged from work with Montgomery County Memorial Hospital due to failure to follow instructions in the performance of her job. A telephone hearing is scheduled for March 4, 2019 at 11:00 a.m. Prior to the hearing date, the appellant submitted a written request to withdraw the appeal.

ISSUE:

Whether the request to withdraw the appeal should be granted.

FINDINGS OF FACT:

The appealing party requested to withdraw the appeal. The request was submitted in writing and sent via email on February 21, 2019. The Iowa Workforce Development Unemployment Insurance Appeals Bureau received the written withdrawal of appeal on February 21, 2019.

REASONING AND CONCLUSIONS OF LAW:

An appellant may submit a written request to withdraw an appeal at any time prior to the issuance of a decision. Iowa Admin. Code r. 871-26.8(1). Based on the available record in the appeal file, and in accordance with the applicable statutes and rules, the request of the appealing party to withdraw the appeal should be approved.

DECISION:

The appealing party's request to withdraw the appeal is approved. The February 8, 2019 (reference 03) unemployment insurance decision stands and remains in full force and effect.

The hearing scheduled for March 4, 2019 at 11:00 a.m. is canceled.

Adrienne C. Williamson
Administrative Law Judge
Unemployment Insurance Appeals Bureau
Iowa Workforce Development
1000 East Grand Avenue
Des Moines, IA 50319-0209
Fax: 515-478-3528

Decision Dated and Mailed

acw/scn