

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

AMBER J REVELL
Claimant

APPEAL NO: 09A-UCFE-00012-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

US POSTAL SERVICE
Employer

OC: 05/17/09
Claimant: Respondent (6)

871 IAC26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

U.S. Postal Service appealed a representative's June 22, 2009 decision (reference 01) that concluded Amber J. Revell (claimant) was qualified to receive benefits because she had been discharged for nondisqualifying reasons. A hearing was scheduled on July 17, 2009. On July 10, the Appeals Section received the employer's fax indicating the employer wanted to withdraw its appeal. Based on the employer'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:

The employer withdrew its appeal from a representative's June 22, 2009 decision (reference 01). The Appeals Section received the employer's faxed withdrawal request on July 10, 2009.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

DECISION:

The representative's June 22, 2009 decision (reference 01) is affirmed. The employer's withdrawal request is approved. The claimant remains qualified to receive unemployment insurance benefits as of May 17, 2009, provided he meets all other eligibility requirements.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs