

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

ZACH J LAMPHERE
Claimant

**OELWEIN COMMUNITY SCHOOL
DISTRICT**
Employer

APPEAL 21A-UI-11430-AW-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

OC: 04/12/20
Claimant: Respondent (6)

Iowa Code § 96.1A(37) – Definitions – Total, partial unemployment
Iowa Code § 96.4(3) – Eligibility – A&A – Able to, available for, work search
Iowa Code § 96.7(2)A(2) – Charges – Same base period employment
Iowa Admin. Code r. 871-24.23(26) – Eligibility – A&A – Part-time same hours, wages
Iowa Admin. Code r. 871-26.8(1) – Withdrawals

STATEMENT OF THE CASE:

Employer filed an appeal from the April 13, 2021 (reference 01) unemployment insurance decision that found claimant is eligible for benefits and no charges would be made against employer's account. The parties were properly notified of the hearing. A telephone hearing was held on July 9, 2021, at 4:00 p.m. Claimant did not participate. Employer participated through Michael Rueber, Business Manager. Appellant withdrew its appeal on the record.

ISSUE:

Whether the request to withdraw the appeal should be granted.

FINDINGS OF FACT:

The appellant requested to withdraw the appeal on the record during the hearing on July 9, 2021.

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). An oral request must be tape-recorded by the presiding officer. *Id.*

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 of the April 13, 2021 (reference 01) unemployment insurance decision is approved. That decision shall stand and remain in full force and effect.



Adrienne C. Williamson
Administrative Law Judge
Unemployment Insurance Appeals Bureau
Iowa Workforce Development
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Des Moines, Iowa 50319-0209
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July 21, 2021
Decision Dated and Mailed

acw/kmj