

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

CAROLYN A ROBERTSON
Claimant

KPI CONCEPTS LLC
Employer

APPEAL 22A-UI-04916-DZ-T
**ADMINISTRATIVE LAW JUDGE
DECISION**

OC: 01/23/22
Claimant: Respondent (6)

Iowa Code § 96.4(3) – Able to and Available for Work
Iowa Admin. Code r. 871-26.8(1) – Withdrawals

STATEMENT OF THE CASE:

KPI Concepts LLC, the employer/appellant, filed an appeal from the February 10, 2022, (reference 01) unemployment insurance (UI) decision that allowed benefits as of January 23, 2022 because Ms. Robertson was on a short-term layoff. A telephone hearing was held on March 31, 2022. The parties were properly notified of the hearing. Ms. Robertson participated personally. The employer participated through Chelsea Wallace, human resources generalist. The employer withdrew its appeal on the record.

ISSUE:

Should the employer's request to withdraw its appeal be granted?

FINDINGS OF FACT:

The employer requested to withdraw its appeal on the record during the hearing on March 31, 2022.

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 employer's request to withdraw its appeal should be approved.

DECISION:

The employer's request to withdraw its appeal of the February 10, 2022 (reference 01) unemployment insurance decision is APPROVED. The February 10, 2022 (reference 01) decision shall stand and remain in full force and effect.



Daniel Zeno
Administrative Law Judge
Iowa Workforce Development
Unemployment Insurance Appeals Bureau
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Des Moines, Iowa 50319-0209
Fax 515-478-3528

April 7, 2022
Decision Dated and Mailed

dz/mh