

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

BARBARA J ELSE
Claimant

APPEAL NO. 09A-UI-08608-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

LINK ASSOCIATES
Employer

**Original Claim: 04/26/09
Claimant: Appellant (6)**

871 IAC 26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

Barbara Else filed an appeal from the June 4, 2009, reference 01, decision that denied benefits. A hearing was scheduled for July 1, 2009. Prior to the hearing being held, the appellant requested the appeal be withdrawn.

ISSUE:

At issue in this matter is whether the appellant herein should be allowed to withdraw its appeal.

FINDINGS OF FACT:

Ms. Else has requested to withdraw her appeal. The request was made by recorded telephone call on June 29, 2009. Ms. Else indicates she has been reinstated to her position with the employer. The employer confirms this. The hearing has not yet occurred.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 administrative law judge has reviewed the records and files herein and concludes that the request of the appealing party to withdraw the appeal should be approved.

DECISION:

The request of the appealing party to withdraw the appeal is approved. The Agency representative's June 4, 2009, reference 01, decision shall stand and remain in full force and effect.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/kjw