IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS

KARILYNN N ORDONEZ
Claimant

PINNACLE HEALTH FACILITIES XVII
Employer

APPEAL 17A-UI-01225-EC-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

OC: 01/01/17
Claimant: Respondent (6)

Iowa Code §96.5(2)(a) – Discharge for Misconduct
Iowa Code Ch. 17A – Iowa Administrative Procedure Act
Iowa Code Ch. 96 – Iowa Employment Security Act
Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer filed an appeal from an unemployment insurance decision dated January 23, 2017, reference 01. A telephone hearing was scheduled for February 23, 2017, at 9:00 a.m. On February 20, 2017, before the hearing date, the employer/appellant submitted a written withdrawal of its appeal. The hearing was canceled.

ISSUE:

Should the request to withdraw the appeal be granted?

FINDINGS OF FACT:

The unemployment insurance decision issued on January 23, 2017, reference 01, determined that the claimant was eligible for benefits. The employer appealed this decision. A telephone hearing was scheduled for this appeal on February 23, 2017, at 9:00 a.m. On February 20, 2017, the employer, the appealing party, requested to withdraw the appeal. The request was submitted in writing, via fax, by the employer's representative.

REASONING AND CONCLUSIONS OF LAW:

An appellant may submit a written request to withdraw his or her 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 its appeal of the unemployment insurance decision dated January 23, 2017, reference 01, is approved. That decision shall stand and remain in full force and effect. The hearing scheduled on February 23, 2017, at 9:00 a.m. is canceled.

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Emily Gould Chafa
Unemployment Insurance Appeals Bureau
Iowa Workforce Development

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Decision Dated and Mailed

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