

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ANTHONY J PAEZ
Claimant

APPEAL NO: 13A-UI-12421-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

BATES ROOFING LLC
Employer

OC: 12/23/12
Claimant: Appellant (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The claimant appealed a representative's November 4, 2013 determination (reference 04) that disqualified him from receiving benefits and held the employer's account exempt from charge because he had been discharged for disqualifying reasons. The claimant participated in the hearing. Julie Bates, Jarrod Christo, Carnell Walker and James May appeared on the employer's behalf. After Bates and Walker completed their testimony, the claimant withdrew his appeal. Based on the claimant'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 claimant withdrew his appeal from a representative's November 4, 2013 determination (reference 04). The claimant's November 27, 2013 withdrawal request was recorded.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

DECISION:

The representative's November 4, 2013 determination (reference 04) is affirmed. The claimant's withdrawal request is approved. This means the claimant remains disqualified to receive benefits as of August 7, 2013. This disqualification continues until he has been paid ten times his weekly benefit amount for insured work, provided he is otherwise eligible. The employer's account will not be charged.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs