

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

LANETTE B JONES

Claimant

APPEAL NO: 14A-UI-03774-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

TEAM STAFFING SOLUTIONS INC

Employer

OC: 02/26/12

Claimant: Respondent (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The Appeals Bureau set up an appeal from a representatives' January 30, 2013, determination (reference 03) that the employer did not appeal and had no intention of appealing. At the April 30 hearing, the employer agreed this appeal should be dismissed. Based on the employer'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 employer withdrew an appeal that was set up from a representative's January 30, 2013 determination (reference 03). The employer requested that this matter be dismissed because the employer had not appealed this determination. The employer's April 30 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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 recorded by the presiding officer.

The employer's request to dismiss this appeal is approved.

DECISION:

The representative's January 30, 2013 determination (reference 03) is affirmed. The employer's request to dismiss this appeal is approved. This means the claimant remains qualified to receive benefits as of December 23, 2012, because she was on a temporary layoff.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css