

IOWA DEPARTMENT OF INSPECTIONS & APPEALS
Division of Administrative Hearings
Wallace State Office Building
Des Moines, Iowa 50319

Appeal Number: 12IWDU1036
OC: 10/2/11
Claimant: Appellant (1)

DECISION OF THE ADMINISTRATIVE LAW JUDGE

THOMPSON G. HAMPTON
3328 – 178th LANE
NORWALK, IA 50211-8503

IOWA WORKFORCE DEVELOPMENT
REEMPLOYMENT SERVICES
COORDIANTOR
SHANLYN SEIVERT
430 EAST GRAND AVENUE
DES MOINES IA 50319-0209

JOE WALSH, IWD
KIMBERLY WILHELM, IWD
CARLA DENNIS, IWD

This Decision Shall Become Final, unless within fifteen (15) days from the date below, you or any interested party appeal to the Employment Appeal Board by submitting either a signed letter or a signed written Notice of Appeal, directly to the **Employment Appeal Board, 4th Floor Lucas Building, Des Moines, Iowa 50319.**

The appeal period will be extended to the next business day if the last day to appeal falls on a weekend or a legal holiday.

STATE CLEARLY

1. The name, address and social security number of the claimant.
2. A reference to the decision from which the appeal is taken.
3. That an appeal from such decision is being made and such appeal is signed.
4. The grounds upon which such appeal is based.

YOU MAY REPRESENT yourself in this appeal or you may obtain a lawyer or other interested party to do so provided there is no expense to the Department. If you wish to be represented by a lawyer, you may obtain the services of either a private attorney or one whose services are paid for with public funds. It is important that you file your claim as directed, while this appeal is pending, to protect your continuing right to benefits.

(Administrative Law Judge)

February 27, 2012
(Dated and Mailed)

871 Iowa Administrative Code 26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE

On December 12, 2011, Iowa Workforce Development (“IWD”) issued a decision reference 02 determining that the appellant was ineligible to receive unemployment insurance benefits as of November 27, 2011. Mr. Hampton filed the present appeal of that decision in a timely manner.

IWD transferred the case to the Iowa Department of Inspections and Appeals, Division of Administrative Hearings, on January 17, 2012 to schedule a contested case hearing. Notice of hearing issued on January 18, 2012, and hearing in this matter was set for February 27, 2011, at 8:00 a.m.

On February 27, 2012, the appellant appeared for the hearing and Kimberly Wilhelm appeared for IWD. Ms. Wilhelm stated that IWD had reversed the decision under appeal upon reconsideration of available information. A new decision will issue establishing the appellant's eligibility for benefits as of November 27, 2011. The appellant, Thompson G. Hampton stated that he no longer wished to pursue the appeal. IWD's rules allow an appellant to withdraw an appeal at any time prior to the issuance of a decision, with the approval of the administrative law judge. 871 IAC 26.8(1). The request to withdraw this appeal is granted.

DECISION

Thompson G. Hampton's request to withdraw this appeal is granted. The matter is deemed WITHDRAWN, and the February 27, 2012, hearing is vacated.

rhw