

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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

MICHELLE R BOLDT
Claimant

APPEAL NO. 19A-UI-05620-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

UNITED HEALTHCARE SERVICES INC
Employer

OC: 07/07/19
Claimant: Appellant (6)

Iowa Code Section 96.3(5) – Layoff Pursuant to a Business Closing
Iowa Administrative Code rule 871-26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

Michelle Boldt filed an appeal from the July 12, 2019, reference 02, decision that denied her request to have her benefit eligibility redetermined as being based on a layoff pursuant to a business closing. A hearing was scheduled for August 7, 2019. Prior to the hearing being held, the Ms. Boldt requested the appeal be withdrawn.

FINDINGS OF FACT:

Claimant Michelle Boldt is the appellant in this matter. The appeal hearing is set for August 7, 2019. On July 25, 2019, Ms. Boldt submitted a written request to withdraw her appeal. Ms. Boldt submitted her request before a decision was entered in connection with the appeal.

REASONING AND CONCLUSIONS OF LAW:

Iowa Admin. Code r. 871-26.8(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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief administrative law judge of the appeals bureau. Requests for withdrawal may be made in writing or orally, provided the oral request is recorded by the presiding officer.

An appeal may be dismissed upon the request of a party or in the agency's discretion when the issue or issues on appeal have been resolved in the appellant's favor.

The administrative law judge has reviewed the Agency's administrative file and concludes that Ms. Boldt's request to withdraw the appeal should be approved.

DECISION:

The claimant's request to withdraw the appeal is approved. The July 12, 2019, reference 02, decision that denied the claimant's request to have her benefit eligibility redetermined as being based on a layoff pursuant to a business closing, remains in effect. The hearing set for August 7 is cancelled.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/rvs