TIMOTHY BENNETT Claimant **BRIDGES OF IOWA** Employer	**APPEAL 22A-UI-04853-JD-T** **ADMINISTRATIVE LAW JUDGE DECISION** **OC: 12/26/21** **Claimant: Appellant (6)**

Iowa Code § 96.5(1) – Voluntary Quit
Iowa Code § 96.5 (2) a – Discharge for Misconduct

Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

The claimant filed an appeal from the January 15, 2022, (reference 01) unemployment insurance decision that denied benefits based upon a determination that the claimant was discharged due to job related misconduct. A telephone hearing was scheduled for March 30, 2022 at 11:00 a.m. Prior to the start of the hearing, the appellant while on the record requested the appeal be withdrawn .

ISSUE:

Should the request to withdraw the appeal be granted?

FINDINGS OF FACT:

The administrative law judge finds that: The appealing party requested to withdraw the appeal. The request was submitted in writing and was verified by the appellant.
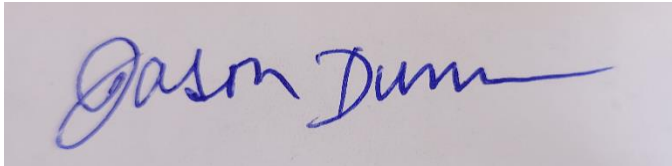
REASONING AND CONCLUSIONS OF LAW:

Iowa Admin. Code r. 871-26.8(1) provides:

> An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief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 tape-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.

DECISION:

The request of the appealing party to withdraw the appeal of the unemployment insurance decision dated January 15, 2022, (reference 01) is approved. That decision shall stand and remain in full force and effect.

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Jason Dunn
Administrative Law Judge
Unemployment Insurance Appeals Bureau
1000 East Grand Avenue
Des Moines, Iowa 50319-0209
Fax (515) 478-3528

   April 5, 2022
Decision Dated and Mailed

jd/jh