

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

THERESA A MILDER
Claimant

APPEAL NO. 06A-UI-09567-NT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**APAC CUSTOMER SERVICES OF
IOWA LLC**
Employer

OC: 08/20/06 R: 04
Claimant: Respondent (6)

871 IAC 26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

APAC Customer Services of Iowa (employer) appealed from a fact-finder's decision dated September 14, 2006, reference 01, which held the claimant had been dismissed from work on August 18, 2006 under non disqualifying conditions. A timely appeal was filed and notice of hearing was sent. Prior to the hearing being held, the appellant requested the appeal to be withdrawn.

ISSUE:

Was the claimant discharged for misconduct in connection with her work?

FINDINGS OF FACT:

The administrative law judge, having considered the evidence in the record, finds that: A request has been made by the appealing party to withdraw the appeal. The request has been submitted in writing and the respondent has been informed.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 administrative law judge has reviewed the records and files herein and concludes that the request of the appealing party to withdraw the appeal should be approved.

DECISION:

The unemployment insurance decision dated September 14, 2006, reference 01, is affirmed. The request of the appealing party to withdraw the appeal is approved and the decision of the representative shall stand and remain in full force and effect.

Terence P. Nice
Administrative Law Judge

Decision Dated and Mailed

pjs/pjs