

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

LISA MURGUIA
Claimant

ALLENMITCHELL LLP
Employer

APPEAL 20A-UI-07886-HP-T
ADMINISTRATIVE LAW JUDGE
DECISION

OC: 03/22/20
Claimant: Respondent (6)

Iowa Code § 96.3(7) – Recovery of Benefit Overpayment
Iowa Code § 96.5(1) – Voluntary Quitting
Iowa Code § 96.5(2)a – Discharge for Misconduct
871 IAC 24.10 - Employer Participation in Fact-Finding Interview
PL 116-136, Sec. 2104(B) – Federal Pandemic Unemployment Compensation
Iowa Admin. Code r. 871-26.8(1) – Withdrawals

STATEMENT OF THE CASE:

Appellant/employer AllenMitchell filed an appeal from a July 9, 2020 (reference 02) unemployment insurance decision that awarded benefits to the claimant/respondent Lisa Murguia. A telephone hearing is scheduled for August 17, 2020, at 1:00 p.m. The parties were properly notified of the hearing. Prior to the hearing date, the appellant/employer submitted a written request to withdraw the appeal.

ISSUE:

Whether the request to withdraw the appeal should be granted.

FINDINGS OF FACT:

The appealing party requested to withdraw the appeal. The request was submitted in writing and sent via e-mail. The Iowa Workforce Development Unemployment Insurance Appeals Bureau received the written withdrawal of appeal on August 14, 2020.

REASONING AND CONCLUSIONS OF LAW:

An appellant may submit a written request to withdraw an appeal at any time prior to the issuance of a decision. Iowa Admin. Code r. 871-26.8(1). Based on the available record in the appeal file, and in accordance with the applicable statutes and rules, the request of the appealing party to withdraw the appeal should be approved.

DECISION:

The appealing party's request to withdraw the appeal of the July 9, 2020 (reference 02) unemployment insurance decision is approved. That decision shall stand and remain in full force and effect.

The hearing scheduled for August 17, 2020, at 1:00 p.m. is cancelled.

A handwritten signature in black ink, appearing to read 'H. Palmer', with a long horizontal line extending to the right.

Heather L. Palmer
Administrative Law Judge
Unemployment Insurance Appeals Bureau
Iowa Workforce Development
1000 East Grand Avenue
Des Moines, Iowa 50319-0209
Fax (515)478-3528

August 21, 2020
Decision Dated and Mailed

hlp/sam