

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

ROBERTA J SPURGEON
Claimant

APPEAL NO. 07A-UI-04638-CT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**CAHABA GOVERNMENT BENEFIT
ADMINISTRATORS**
Employer

OC: 04/08/07 R: 03
Claimant: Appellant (6)

871 IAC 26.8(1) – Withdrawal of Appeals

STATEMENT OF THE CASE:

An appeal was filed from a representative's decision dated May 2, 2007, reference 01. A hearing was scheduled for May 29, 2007. The appellant requested the appeal be withdrawn as it was not her intent to dispute the determination.

ISSUE:

At issue in this matter is whether the appellant herein should be allowed to withdraw its appeal.

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 orally and has been recorded.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 decision of the representative dated May 2, 2007, 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. Ms. Spurgeon is ineligible to receive job insurance benefits for the two weeks ending April 21, 2007 because of her receipt of severance pay.

Carolyn F. Coleman
Administrative Law Judge

Decision Dated and Mailed

cfc/pjs