

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

BRANDY RAE
Claimant

APPEAL NO. 18A-UI-08319-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

CROSSROADS INC
Employer

OC: 07/08/18
Claimant: Respondent (6)

Iowa Code Section 96.5(2)(a) - Discharge
Iowa Administrative Code rule 871-26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer filed an appeal from the July 25, 2018, reference 01, decision that allowed benefits to the claimant provided she was otherwise eligible and that held the employer's account could be charged for benefits, based on the Benefits Bureau deputy's conclusion that the claimant was discharged on July 9, 2018, for no disqualifying reason. A hearing was scheduled for August 24, 2018. Prior to the hearing being held, the employer/appellant requested the appeal be withdrawn.

FINDINGS OF FACT:

The employer is the appellant in this matter. The appeal hearing was set for 3:00 p.m. on August 24, 2018. On the morning of the August 24, 2018, the employer, through its representative of record, filed a request to withdraw the appeal. The request was filed 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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 concludes that the employer's request to withdraw the appeal should be approved.

DECISION:

The employer's request to withdraw the appeal is approved. The July 25, 2018, reference 01, decision that allowed benefits to the claimant, provided she was otherwise eligible and that held the employer's account could be charged for benefits, based on the Benefits Bureau deputy's conclusion that the claimant was discharged on July 9, 2018 for no disqualifying reason, shall remain in effect. The hearing set for 3:00 p.m. on August 24, 2018 is cancelled.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/scn