IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS

DAVID F CORPSTEIN Claimant **EXPRESS SERVICES INC** Employer	**APPEAL 17A-UI-12743-JP-T** **ADMINISTRATIVE LAW JUDGE DECISION** **OC: 09/24/17** **Claimant: Appellant (6)**

Iowa Code Ch. 17A – Iowa Administrative Procedure Act
Iowa Code Ch. 96 – Iowa Employment Security Act
Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

An appeal was filed from an unemployment insurance decision dated December 4, 2017 (reference 13). A hearing was scheduled for January 4, 2018. Prior to the hearing being held, the appellant requested the appeal be withdrawn.

ISSUE:

Should the request to withdraw the appeal be granted?

FINDINGS OF FACT:

The administrative law judge finds that: A request has been made by the appealing party to withdraw the appeal. The request has been submitted in writing by an e-mail dated December 29, 2017.

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 **(1)** An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief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 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 request of the appealing party to withdraw the appeal of the unemployment insurance decision dated December 4, 2017, (reference 13) is approved, and that decision shall stand and remain in full force and effect.

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Jeremy Peterson
Administrative Law Judge

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Decision Dated and Mailed

jp/rvs