

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

WALTER R OHANNESSIAN
Claimant

APPEAL NO: 10A-UI-08930-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

FIRST STUDENT MANAGEMENT LLC
Employer

OC: 12/13/09
Claimant: Respondent (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer appealed a representative's June 14, 2010 decision (reference 04) that concluded the claimant was eligible to receive benefits as of December 13, 2009 because he was working reduced hours for this employer. A hearing was scheduled on August 9, 2010. On August 5, the employer's representative notified the Appeals Section that the employer wanted to withdraw the appeal. Based on the employer's withdrawal request, the administrative record, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

FINDINGS OF FACT:

The employer withdrew its appeal from the representative's June 14, 2010 decision. The employer's withdrawal request was faxed to the Appeals Section on August 5, 2010.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 employer's request to withdraw its appeal is approved.

DECISION:

The representative's June 14, 2010 decision (reference 04) is affirmed. The employer's withdrawal request is approved. Based on his employment with this employer, the claimant is eligible to receive benefits as of December 13, 2009, provided he meets all other eligibility requirements.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css