

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

BRENT A STAMP

Claimant

APPEAL NO. 15A-UI-09627-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

HORMEL FOODS CORPORATION

Employer

OC: 07/12/15

Claimant: Appellant (6)

Iowa Code Section 96.5(1) – Voluntary Quit

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

Brent Stamp filed a late appeal from the August 6, 2015, reference 04, decision that disqualified him for benefits and that relieved the employer of liability for benefits, based on an Agency conclusion that he had voluntarily quit on May 2, 2015 without good cause attributable to the employer. A hearing was scheduled for September 14, 2015. Prior to the hearing being held, Mr. Stamp requested the appeal be withdrawn.

FINDINGS OF FACT:

Brent Stamp is the claimant and appellant in this matter. The appeal hearing is set for September 14, 2015. On September 9, 2015, Mr. Stamp emailed to the Appeals Bureau a request to withdraw his appeal and cancel the hearing. The request was submitted before a decision had been 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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 has reviewed the records and files herein and concludes that the appealing party's request to withdraw the appeal should be approved.

DECISION:

The claimant's request to withdraw the appeal is approved. The August 6, 2015, reference 04, decision that disqualified the claimant for benefits and that relieved the employer of liability for benefits, based on the May 2, 2015 separation, shall remain effect.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/pjs