

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

**JENNIFER M SMITH**  
Claimant

**WELLS FARGO BANK NA**  
Employer

**APPEAL 22A-UI-11569-AD-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**OC: 04/03/22  
Claimant: Respondent (6)**

Iowa Code § 96.5(2)a – Discharge for Misconduct  
Iowa Code § 96.5(1) – Voluntary Quitting  
Iowa Code § 96.3(7) – Recovery of Benefit Overpayment  
Iowa Admin. Code r. 871-24.10 – Employer/Representative Participation Fact-finding Interview  
Iowa Admin. Code r. 871-26.8(1) – Withdrawals

**STATEMENT OF THE CASE:**

On May 5, 2022, Wells Fargo Bank NA (employer/appellant) filed an appeal from the Iowa Workforce Development (“IWD”) decision dated April 26, 2022 (reference 01) that allowed unemployment insurance benefits based on a finding that claimant was dismissed from work on March 29, 2022 without a showing of misconduct.

Notices of hearing were mailed to the parties’ last known addresses of record for a telephone hearing scheduled for June 20, 2022 at 8 a.m. Prior to the hearing date, the appellant submitted a written request to withdraw the appeal.

**ISSUE:**

Whether the request to withdraw the appeal should be granted.

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds:

The appealing party requested to withdraw the appeal. The request was submitted in writing and sent on June 16, 2022. It was received by the Appeals Bureau on June 20, 2022. A decision had not yet been issued.

**REASONING AND CONCLUSIONS OF LAW:**

An appellant may submit a written request to withdraw an appeal at any time prior to the issuance of a decision. Iowa Admin. Code r. 871-26.8(1). Based on the available record in the appeal file, and in accordance with the applicable statutes and rules, the request of the appealing party to withdraw the appeal should be approved.

**DECISION:**

The appealing party's request to withdraw the appeal of the decision dated April 26, 2022 (reference 01) that allowed unemployment insurance benefits based on a finding that claimant was dismissed from work on March 29, 2022 without a showing of misconduct is APPROVED. That decision shall stand and remain in full force and effect.



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Andrew B. Duffelmeyer  
Administrative Law Judge  
Unemployment Insurance Appeals Bureau  
1000 East Grand Avenue  
Des Moines, Iowa 50319-0209  
Fax (515) 478-3528

June 23, 2022  
Decision Dated and Mailed

abd/abd