

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RONALD S CLAUDE
Claimant

APPEAL NO: 08A-DUA-00034-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**FEDERAL UNIT
ADMINISTRATIVE OFFICE**

**OC: 05/25/08 R: 01
Claimant: Appellant (6)**

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

Ronald S. Claude (claimant) appealed an August 26, 2008 Disaster Unemployment Assistance (DUA) decision that concluded he was not eligible to receive DUA benefits. Prior to the hearing scheduled hearing on September 30, 2008, the claimant made a request to withdraw his appeal.

FINDINGS OF FACT:

The administrative law judge, having considered the evidence in the record, finds that: On September 23, the claimant made a request to withdraw his appeal from a representative's August 26, 2008 decision. The claimant made the request because he receives a weekly salary that exceeds the amount of weekly DUA benefits and is extremely busy harvesting his crops.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 administrative law judge has reviewed the records and files herein and concludes that the claimant's to withdraw his appeal is approved.

DECISION:

The August 26, 2008 DUA decision dated is affirmed. The claimant's request to withdraw his appeal is approved. Therefore, the representative's decision shall stand and remain in full force and effect.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs