

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

**STACEY J SMITH**  
Claimant

**APPEAL 20A-UI-15015-SC-T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**NORTHWEST IOWA HOSPITAL CORP**  
Employer

**OC: 03/22/20**  
**Claimant: Respondent (6)**

Iowa Code § 96.6(2) – Timeliness of Protest  
Iowa Code § 96.7(8)b(4) – Application for Redetermination  
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:**

On October 30, 2020, Northwest Iowa Hospital Corp. (employer) filed an appeal from the notice of reimbursable benefit charges dated October 30, 2020, for the third quarter of 2020. A hearing was scheduled for January 21, 2021. Prior to the hearing being held, the appellant requested the appeal be withdrawn.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: The appealing party requested in writing to withdraw 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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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.

After reviewing the records and files herein, 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 notice of reimbursable benefit charges dated October 30, 2020, for the third quarter of 2020, is approved, and those charges shall stand and remain in full force and effect.

A handwritten signature in blue ink that reads "Stephanie R Call" followed by a long horizontal flourish.

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Stephanie R. Callahan  
Administrative Law Judge

February 8, 2021  
Decision Dated and Mailed

src/mh