

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

BERTHA M MOORE
Claimant

ADVANCED HOME HEALTH CARE INC
Employer

**APPEAL 18A-UI-11137-EC-T
ADMINISTRATIVE LAW JUDGE
DECISION**

**OC: 10/21/18
Claimant: Appellant(6)**

Iowa Code §96.4(3) – Able & Available for Work
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
Iowa Admin. Code r. 871-26.11 – Motions

STATEMENT OF THE CASE:

The claimant, Bertha Moore, filed an appeal from an unemployment insurance decision dated November 9, 2018, reference 01, which denied unemployment benefits. A telephone hearing was scheduled on November 30, 2018, at 3:00 p.m. Prior to the hearing date, the claimant/appellant submitted a written request to withdraw this appeal. The hearing was canceled due to this written appeal withdrawal.

ISSUE:

Should the request to dismiss or withdraw the appeal be granted?

FINDINGS OF FACT:

The claimant, the appealing party, requested to withdraw the appeal. The request was submitted in writing and sent via fax on November 19, 2018. The Iowa Workforce Development Unemployment Insurance Appeals Bureau received the written withdrawal on that same date.

REASONING AND CONCLUSIONS OF LAW:

An appellant may submit a written request to withdraw his or her 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 written withdrawal of this appeal of the unemployment insurance decision dated November 9, 2018, reference 01, is approved. That decision shall stand and remain in full force and effect.

The hearing scheduled on November 30, 2018, at 3:00 p.m. is canceled.

Emily Gould Chafa
Unemployment Insurance Appeals Bureau
Iowa Workforce Development

Decision Dated and Mailed

ec/scn