

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

KIMBER DAMOUR
Claimant

APPEAL 21A-UI-01156-SC-T
**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE DEVELOPMENT
DEPARTMENT**

OC: 06/28/20
Claimant: Appellant (6)

Iowa Code § 96.4(3) – Able and Available/Work Search
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 December 15, 2020, Kimber Damour (claimant) filed an appeal from the unemployment insurance decision dated December 8, 2020, reference 02, that warned her to make two job contacts but did not deny her benefits for the week ending December 5, 2020. A hearing was scheduled for February 20, 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 Prior to the hearing being held, the appellant requested the appeal be withdrawn.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: A request has been made by the appealing party to withdraw the appeal. The request has been submitted in writing.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 has concluded that 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 unemployment insurance decision dated December 8, 2020, reference 02, is approved, and that decision shall stand and remain in full force and effect.

The hearing scheduled on February 20, 2021, at 10:00 a.m. is cancelled.



Stephanie R. Callahan
Administrative Law Judge

February 22, 2021
Decision Dated and Mailed

src/lj