

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

DENNIS M PARKS
Claimant

WALMART INC
Employer

APPEAL 19A-UI-00324-EC-T
**ADMINISTRATIVE LAW JUDGE
DECISION**

OC: 12/16/18
Claimant: Appellant (6)

Iowa Code §96.4(3) – Able & Available
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 January 14, 2019, the claimant appealed from an unemployment insurance decision dated January 10, 2019, reference 02. Before a hearing was scheduled, the appellant submitted a written request to withdraw this appeal. The withdrawal was submitted via fax later in the day on January 14, 2019.

ISSUE:

Should the request to withdraw the appeal be granted?

FINDINGS OF FACT:

The claimant filed an online appeal on January 14, 2019 at 8:57 a.m. The claimant submitted a written withdrawal of the appeal via fax later in the same day on January 14, 2019.

The claimant, the appealing party, requested to withdraw the appeal. The request was submitted in writing, via fax, on January 14, 2019. The Iowa Workforce Development Unemployment Insurance Appeals Bureau received the written withdrawal on this 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 January 10, 2019, reference 02, is approved. That decision shall stand and remain in full force and effect.

Emily Gould Chafa
Unemployment Insurance Appeals Bureau
Iowa Workforce Development

Decision Dated and Mailed

ec/rvs