

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

JOSE I GUTIERREZ RODRIGUEZ
Claimant

SWIFT PORK COMPANY
Employer

APPEAL 20A-UI-10651-AD-T
ADMINISTRATIVE LAW JUDGE
DECISION

OC: 04/26/20
Claimant: Respondent (6)

Iowa Code § 96.4(3) – Eligibility – A&A – Able to, available for, work search
Iowa Admin. Code r. 871-26.8(1) – Withdrawals

STATEMENT OF THE CASE:

Swift Pork Company (employer/appellant) filed an appeal from the July 22, 2020 (reference 01) unemployment insurance decision that allowed benefits.

A telephone hearing is scheduled for October 19, 2020 at 2:30 p.m. The parties were properly notified of the hearing. Prior to the hearing date, the appellant submitted a written request to withdraw the appeal.

ISSUE:

Whether the request to withdraw the appeal should be granted.

FINDINGS OF FACT:

Having reviewed all of the evidence in the record, the administrative law judge finds:

The appealing party requested to withdraw the appeal. The request was submitted in writing and sent via fax on October 5, 2020.

REASONING AND CONCLUSIONS OF LAW:

An appellant may submit a written request to withdraw an 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 request to withdraw the appeal of the July 22, 2020 (reference 01) unemployment insurance decision that allowed benefits is APPROVED. That decision shall stand and remain in full force and effect.

The hearing scheduled for October 19, 2020 at 2:30 p.m. is CANCELLED.



Andrew B. Duffelmeyer
Administrative Law Judge
Unemployment Insurance Appeals Bureau
1000 East Grand Avenue
Des Moines, Iowa 50319-0209
Fax (515) 478-3528

October 7, 2020
Decision Dated and Mailed

abd/sam