

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

ELVIN A UMANA
Claimant

EXPRESS SERVICES INC
Employer

APPEAL 20A-UI-11496-AD-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**OC: 06/14/20
Claimant: Respondent (6)**

Iowa Code § 96.5(2)a – Discharge for Misconduct
Iowa Code § 96.5(1) – Voluntary Quitting
Iowa Code § 96.3(7) – Recovery of Benefit Overpayment
Iowa Admin. Code r. 871-24.10 – Employer/Representative Participation Fact-finding Interview
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:

September 16, 2020 (employer/appellant) filed an appeal from the August 31, 2020 (reference 02) unemployment insurance decision that allowed benefits.

A telephone hearing is scheduled for November 10, 2020 at 11:30 a.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 November 3, 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 August 31, 2020 (reference 02) unemployment insurance decision that allowed benefits is APPROVED. That decision shall stand and remain in full force and effect.

The hearing scheduled for November 10, 2020 at 11:30 a.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

November 4, 2020
Decision Dated and Mailed

abd/rr