

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

TERA D MORRIS
Claimant

APPEAL NO. 10A-UI-16394-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

CAREAGE MANAGEMENT LLC
Employer

OC: 10/24/10
Claimant: Respondent (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer filed an appeal from the November 23, 2010, reference 01, decision that allowed benefits. A hearing was scheduled for February 1, 2011. Prior to the hearing being held, the employer/appellant requested that the appeal be withdrawn.

FINDINGS OF FACT:

A request has been made by the appealing party to withdraw the appeal. The request has been submitted in writing by Jill East, Administrator. The request is dated January 10, 2011. The administrative law judge received the request on January 13, 2011.

REASONING AND CONCLUSIONS OF LAW:

871 IAC 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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 concludes that employer/appellant's request to withdraw the appeal should be approved.

DECISION:

The employer/appellant's request to withdraw the appeal is approved. The Agency representative's November 23, 2010, reference 01, decision that allowed benefits shall stand and remain in full force and effect.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/css