

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

TINA M GREGG
Claimant

APPEAL NO. 12A-UI-05300-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

DOLGENCORP LLC
DOLLAR GENERAL
Employer

OC: 04/01/12
Claimant: Respondent (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer filed an appeal from the April 26, 2012, reference 01, decision that allowed benefits. A hearing was scheduled for May 31, 2012. Prior to the hearing being held, the employer/appellant requested the appeal be withdrawn.

FINDINGS OF FACT:

The employer is the appealing party in this matter. The appeal hearing is set for May 31, 2012. On May 30, 2012, the employer faxed a written request to withdraw the appeal.

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(1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

DECISION:

The employer's request to withdraw the appeal is approved. The Agency representative's April 26, 2012, reference 01, decision, which allowed benefits, provided the claimant is otherwise eligible, and which indicated the employer's account may be charged for benefits, shall remain effect.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/pjs