

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

JODI K SERVIN
Claimant

MERCY HEALTH SERVICES-IOWA CORP
Employer

APPEAL 22A-UI-04485-AD-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**OC: 01/30/22
Claimant: Respondent (6)**

Iowa Code § 96.5(5) – Severance Pay
Iowa Admin. Code r. 871-26.8(1) – Withdrawals

STATEMENT OF THE CASE:

On February 14, 2022, Mercy Health Services-Iowa Corp (employer/appellant) filed an appeal from the Iowa Workforce Development decision dated February 4, 2022 (reference 01) that determined the payment claimant received upon separation was not reportable as income on the unemployment claim.

A telephone hearing is scheduled for March 23, 2022 at 11 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 March 22, 2022. The Iowa Workforce Development Unemployment Insurance Appeals Bureau received the written withdrawal of appeal on that date.

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 decision dated February 4, 2022 (reference 01) that determined the payment claimant received upon separation was not reportable as income on the unemployment claim is APPROVED. That decision shall stand and remain in full force and effect.

The hearing scheduled for March 23, 2022, at 11 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

March 22, 2022
Decision Dated and Mailed

abd/abd