

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**NICOLE J GOLDEN**  
Claimant

**APPEAL NO: 10A-UI-05923-DWT**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**LEASE CONSULTANTS CORPORATION**  
Employer

**OC: 03/28/10**  
**Claimant: Respondent (6)**

871 IAC 26.8(1) - Withdrawal of Appeal

**STATEMENT OF THE CASE:**

The employer appealed a representative's April 6, 2010 decision (reference 01) that held the claimant eligible to receive benefits because she had earned ten times her weekly benefit amount since she had worked for the employer and the employer's account would not be charged. A telephone hearing was scheduled on May 27, 2010. The claimant appeared for the hearing. Troy Jaros, Tim Murphy and Ann Hardisty appeared on the employer's behalf. At the time of the hearing, the employer withdrew its appeal. Based on the employer's withdrawal request, the administrative record, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

**FINDINGS OF FACT:**

The employer appealed the April 6, 2010 decision because the employer did not realize its account was not subject to charge or why the claimant was held eligible to receive benefits as of March 28, 2010. After understanding the appeal would not affect the claimant's eligibility to receive benefits because she had requalified by earning at least \$3,630.00 in wages from another employer(s) after she worked for the employer but before March 28, 2010, and the decision held the employer's account would not be charged, the employer withdrew its appeal. The employer's withdrawal request was tape-recorded.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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

**DECISION:**

The representative's April 6, 2010 decision (reference 01) is affirmed. The employer's withdrawal request is approved. The claimant remains qualified to receive unemployment insurance benefits as of March 28, 2010, because she earned requalifying wages after she worked for the employer, but before she filed her claim for benefits. The employer's account will **NOT** be charged for any benefits paid to the claimant.

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Debra L. Wise  
Administrative Law Judge

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Decision Dated and Mailed

dlw/pjs