

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

RANDY R RENO
Claimant

APPEAL NO: 12A-UI-04923-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

VATTEROTT COLLEGE
Employer

OC: 05/08/11
Claimant: Respondent (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer appealed a representative's April 19, 2012 determination (reference 02) that held the claimant qualified to receive benefits and the employer's account subject to charge because a May 12, 2011 employment separation had already been adjudicated. On May 16, 2012, the Appeals Section received the employer's request to withdraw the appeal in this matter. 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 withdrew its appeal from a representative's April 19, 2012 determination. The employer's withdrawal request was faxed to the Appeals Section on May 16, 2012.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 19, 2012 determination (reference 02) is affirmed. The employer's withdrawal request is approved. The claimant's May 12, 2011 employment separation was previously adjudicated and he remains qualified to receive benefits. The employer's account remains subject to charge.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/css