

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

GAYLA R CRAVEN
Claimant

APPEAL NO. 21A-UI-06514-B2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

JOHNSTON COMMUNITY SCHOOL DIST
Employer

OC: 04/05/20
Claimant: Appellant (6)

Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

An appeal was filed from a representative's decision dated February 24, 2021, reference 02. A hearing was scheduled for May 11, 2021. Prior to the hearing being held, appellant requested the appeal be withdrawn.

ISSUE:

The issue is whether the appeal should be withdrawn.

FINDINGS OF FACT:

The administrative law judge, having considered the evidence in the record, finds that: A request has been made by the appealing party to withdraw the appeal. The request has been submitted in writing. Subsequent to claimant's filing the appeal, she was granted PEUC benefits.

REASONING AND CONCLUSIONS OF LAW:

Iowa Admin. Code r. 871-26.8(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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief administrative law judge of the appeals bureau. Requests for withdrawal may be made in writing or orally, provided the oral request is tape-recorded by the presiding officer.

An appeal may be dismissed upon the request of a party or in the agency's discretion when the issue or issues on appeal have been resolved in the appellant's favor.

The administrative law judge has reviewed the records and files herein and concludes that the request of the appealing party to withdraw the appeal should be approved.

Claimant requests that this appeal be withdrawn as subsequent to filing the appeal, she was informed that she'd been granted PEUC benefits.

No hearing shall be held in this matter.

DECISION:

The decision of the representative dated February 24, 2021, reference 02, is affirmed. The request of the appealing party to withdraw the appeal is approved, and the decision of the representative shall stand and remain in full force and effect. Claimant is entitled to receive unemployment insurance benefits, provided eligibility requirements have been satisfied as she has received notice that she is granted PEUC benefits. The hearing set for May 11, 2021 at 2:00 p.m. is hereby cancelled.



Blair A. Bennett
Administrative Law Judge

April 26, 2021
Decision Dated and Mailed

bab/scn