

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**LINETTE G KREMER**  
Claimant

**APPEAL NO. 15A-UI-02239-B2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**FEDEX FREIGHT EAST INC**  
Employer

**OC: 01/04/15**  
**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 11, 2015, reference 01. A hearing was scheduled for March 23, 2015. At the beginning of the hearing being held, appellant requested the appeal be withdrawn.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The issue is whether the appeal should be withdrawn.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 verbally.

**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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 request of the appealing party to withdraw the appeal should be approved. Claimant stated that she is still working for the employer for the same wages and hours as she was hired. As such, she was not applying for unemployment regarding this employer, and had intended the request for benefits only to cover her other part time work, where she had been laid off.

**DECISION:**

The decision of the representative dated February 11, 2015, reference 01, 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.

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Blair A. Bennett  
Administrative Law Judge

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Decision Dated and Mailed

bab/pjs