

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

DEBORAH J ELSE

Claimant

APPEAL NO. 10A-UI-10252-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

AMERICAN NATIONAL BANK

Employer

OC: 06/20/10

Claimant: Appellant (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

The claimant appealed a representative's July 16, 2010 decision (reference 01) that concluded she was not qualified to receive benefits and the employer's account was not subject to charge because the claimant had been discharged for disqualifying reasons. A hearing scheduled on September 14, 2010 was continued. On September 16, 2010, the claimant contacted the Appeals Section and indicated she wanted to withdraw her appeal. Based on the claimant'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.

ISSUE:

At issue in this matter is whether the appellant herein should be allowed to withdraw its appeal.

FINDINGS OF FACT:

The claimant withdrew her appeal from the representative's July 16, 2010 decision. The claimant's September 16, 2010 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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned.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 claimant's request to withdraw her appeal is approved.

DECISION:

The representative's July 16, 2010 decision (reference 01) is affirmed. The claimant's withdrawal request is approved. The claimant remains disqualified from receiving unemployment insurance benefits as of June 20, 2010. This disqualification continues until she has been paid ten times her weekly benefit amount for insured work, provided she is otherwise eligible. The employer's account is not subject to charge.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/kjw