

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

WILLIAM J AUBREY
Claimant

HEARTLAND EXPRESS INC OF IOWA
Employer

APPEAL 18A-UI-11425-EC-T
ADMINISTRATIVE LAW JUDGE
DECISION

OC: 02/11/18
Claimant: Respondent (6)

Iowa Code §96.7(2)(a)(6) – Quarterly Statement of Charges
Iowa Code Ch. 17A – Iowa Administrative Procedure Act
Iowa Code Ch. 96 – Iowa Employment Security Act
Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal

STATEMENT OF THE CASE:

The employer filed an appeal from its quarterly statement of charges on November 23, 2018. A telephone hearing was scheduled on December 11, 2018, at 1:00 p.m. On December 7, 2018, before the hearing date, the employer/appellant submitted a written withdrawal of its appeal. The Appeals Bureau received the withdrawal on that date. The hearing was canceled due to this appeal withdrawal.

ISSUE:

Should the request to withdraw the appeal be granted?

FINDINGS OF FACT:

The employer appealed from its quarterly statement of charges via email. A telephone hearing was scheduled on December 11, 2018, at 1:00 p.m. On December 7, 2018, before the hearing date, the employer/appellant submitted a written withdrawal of its appeal. The Appeals Bureau received the withdrawal on that date.

REASONING AND CONCLUSIONS OF LAW:

An appellant may submit a written request to withdraw his or her appeal at any time prior to the issuance of a decision. Iowa Admin. Code r. 871-26.8(1).

Based on the available record in the appeal file, and in accordance with the applicable statutes and rules, the request of the appealing party to withdraw the appeal should be approved.

DECISION:

The appealing party's request to withdraw its appeal of the quarterly statement of charges is approved.

The hearing scheduled on December 11, 2018 at 1:00 p.m. is canceled.

Emily Gould Chafa
Unemployment Insurance Appeals Bureau
Iowa Workforce Development

Decision Dated and Mailed

ec/scn