

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

JUSTIN T MATTHEWS
Claimant

EXPRESS SERVICES INC
Employer

APPEAL 22A-UI-01227-CS-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**OC: 10/03/21
Claimant: Respondent (6)**

Iowa Admin. Code r. 871-26.8(1) – Withdrawal of Appeal
Iowa Code §96.5(2)a-Discharge/Misconduct
Iowa Code §96.5(1)- Voluntary Quit
Iowa Code § 96.5(1)j – Voluntary Quitting – Temporary Employment

STATEMENT OF THE CASE:

On December 10, 2021, the claimant/appellant filed an appeal from the December 6, 2021, (reference 02) unemployment insurance decision that allowed benefits based upon claimant notifying the temporary employment firm within three working days of the completion of his last work assignment. A telephone hearing was scheduled for February 3, 2022 at 1:00 p.m. Prior to the scheduled hearing date, the appellant requested the appeal be withdrawn.

ISSUE:

Should the request to withdraw the appeal be granted?

FINDINGS OF FACT:

The administrative law judge finds that: The appealing party requested to withdraw the appeal. The request was submitted in writing and was verified by the appellant.

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- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of an administrative law judge or the manager or chief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.

DECISION:

The request of the appealing party to withdraw the appeal of the unemployment insurance decision dated December 6, 2021, (reference 02) is approved. That decision shall stand and remain in full force and effect.

The hearing scheduled on February 3, 2022, at 1:00 p.m. is canceled.



Carly Smith
Administrative Law Judge
Unemployment Insurance Appeals Bureau

February 17, 2022
Decision Dated and Mailed

cs/kmj